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1817



ARTES SCIENTIA VERITAS



JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

TWENTY-SEVENTH GENERAL ASSEMBLY

OF THE

STATE OF ILLINOIS,

AT THEIR FIRST SESSION, BEGUN AND HELD AT SPRINGFIELD,

JANUARY 4, 1871.

SPRINGFIELD:
ILLINOIS JOURNAL PRINTING OFFICE.

1871.

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OFFICERS.

S P E A K E R :

WM. M. SMITH, of McLean.

C L E R K :

DANIEL SHEPARD, of Cook.

| | |
|---|-------------------|
| <i>First Assistant Clerk</i> | JASPER N. REECE. |
| <i>Second Assistant Clerk</i> | ERIC JOHNSON. |
| <i>Third Assistant Clerk</i> | S. R. HAY. |
| <i>Enrolling and Engrossing Clerk</i> | W. W. LOWDERMILK. |
| <i>First Ass't Enrolling and Engrossing Clerk</i> .. | C. C. KOHLSAAT. |
| <i>Second Ass't Enrolling and Engrossing Clerk</i> .. | WM. P. SQUIRES. |
| <i>Third Ass't Enrolling and Engrossing Clerk</i> .. | C. T. HEYDECKER. |
| <i>Doorkeeper</i> | W. A. MOORE. |
| <i>First Assistant Doorkeeper</i> | G. WETZLAU. |
| <i>Second Assistant Doorkeeper</i> | HENRY PLASNICK. |
| <i>Postmaster</i> | J. W. AYERS. |
| <i>Assistant Postmaster</i> | W. F. WILTON. |

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

WEDNESDAY, JANUARY 4, 1871.

Pursuant to the requirements of the Constitution of the State of Illinois, the members elect to the House of Representatives of the Twenty-seventh General Assembly convened in the new Second Presbyterian Church, in the City of Springfield, on Wednesday, the fourth day of January, A. D. 1871, at 12 o'clock, M.

The members were called to order by Hon. Edward Rummel, Secretary of State.

On motion of Mr. Cary,

Hon. James P. Root, of Cook county, was appointed Speaker *pro tem.*

On motion of Mr. Cary,

James K. Magie, of Fulton county, was appointed Clerk *pro tem.*

On motion of Mr. Cary,

It was

Resolved, That the following named persons be, and they are hereby declared to be, temporary officers of this House, viz: Assistant Clerk, Jesse Bishop, of Williamson county; Doorkeeper, W. A. Moore, of Kane county; Assistant Doorkeeper, Henry Plasnick, of Edgar county.

On motion of Mr. Price,

It was

Resolved, That the rules and principles of parliamentary law, as laid down in Jefferson's Manual, be and the same are hereby adopted for the government of this House, during its temporary organization.

Prayer was offered by Rev. C. Carnahan, of Springfield.

On motion of Mr. Haines,
It was

Resolved, That the Speaker *pro tem.* appoint a committee of five, on credentials; that the Clerk be instructed to call the representative districts in numerical order, and that the members elect, as their respective districts shall be called, present to said committee their certificates of election, and that said committee examine the same and report the names of the members elect to the House.

The Speaker *pro tem.* appointed, as such committee, Messrs. Haines, Waite, Cary, Springer and Turner.

The calling of the districts was then proceeded with, and upon the calling of the second district, Mr. Webb presented to the House a paper which he desired to have referred to the committee on credentials, and by unanimous consent it was so referred.

Upon the calling of the ninety-fifth representative district, Mr. Springer offered the following resolution, and moved it be referred to the committee on credentials :

Resolved, That the ninety-fifth representative district is entitled, under the Constitution of the State, to five members, and no more, in this House, and that Messrs. Carlile Mason, John D. Easter, John Humphrey, Alexander L. Morrison and John W. Heafield, not being of the five persons who received the highest number of votes in said district, are not entitled to seats as members of the House of Representatives of this General Assembly.

On motion of Mr. Haines,
The resolution was laid upon the table.

On motion of Mr. Turner,
It was

Resolved, That when the House shall adjourn, it adjourn to meet at ten o'clock to-morrow morning.

On motion of Mr. Armstrong,
At 1:25 P. M., the House adjourned.

THURSDAY, JANUARY 5, 1871.

Prayer by Rev. Mr. Paynter.
The journal of yesterday was read.

Mr. Haines, from the special committee on credentials, submitted a report, as follows :

REPORT OF THE COMMITTEE ON CREDENTIALS OF THE TEMPORARY ORGANIZATION OF THE HOUSE OF REPRESENTATIVES, JANUARY 5, A. D. 1871.

The select committee of five, to whom was referred the subject of the examination of the credentials of members of this house, have had the same under consideration, and do report the following persons as entitled to seats in this house, and the number and the name of the district in and for which they are elected :

| | | |
|--------|-------------------------|--------------------|
| No. 1. | Alexander county..... | Henry Watson Webb. |
| No. 2. | Pulaski and Massac..... | William R. Brown. |
| No. 3. | Pope | George W. Waters. |
| No. 4. | Johnson..... | James B. Morray. |
| No. 5. | Union | William C. Rich. |
| No. 6. | Jackson,..... | William Schwartz. |

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|---------|---------------------------|------------------------|
| No. 7. | Williamson..... | Addison Reese, Jr. |
| No. 8. | Saline | William Elder. |
| No. 9. | Gallatin and Hardin | William N. Ayers. |
| No. 10. | White | Frank E. Hay. |
| No. 11. | Hamilton | Calvin Allen. |
| No. 12. | Franklin. | W. W. Barr. |
| No. 13. | Perry. | William R. Gass. |
| No. 14. | Randolph | { James M. Ralls. |
| | | { Daniel R. McMaster. |
| No. 15. | Monroe | William R. Morrison. |
| | | { James R. Miller. |
| No. 16. | St. Clair | { Gustavus A. Kærner. |
| | | { John Hinchcliffe. |
| No. 17. | Washington. | A. S. Rowley. |
| No. 18. | Jefferson. | Thomas S. Casey. |
| No. 19. | Wayne | A. T. Galbraith. |
| No. 20. | Edwards and Wabash | Walter L. Mayo. |
| No. 21. | Lawrence | John D. Sage. |
| No. 22. | Richland..... | Israel A. Powell. |
| No. 23. | Clay | Osman Pixley. |
| No. 24. | Marion | { Thomas E. Merritt. |
| | | { Samuel L. Dwight. |
| No. 25. | Clinton | Samuel Burnside. |
| | | { Daniel B. Gillham. |
| No. 26. | Madison | { A. F. Rodgers. |
| | | { Theodore Miller. |
| No. 27. | Bond | William Brown. |
| No. 28. | Fayette | Jacob Fouke. |
| No. 29. | Effingham. | David Leith. |
| No. 30. | Jasper .. | William McElwee. |
| No. 31. | Crawford. | William C. Jones. |
| No. 32. | Clark..... | William T. Briscoe. |
| No. 33. | Cumberland | Edward Barrett. |
| No. 34. | Shelby..... | { John Casey. |
| | | { Edward Rocssler. |
| No. 35. | Christian..... | { William B. Hundley. |
| | | { Thomas Finley. |
| No. 36. | Montgomery | { James M. Berry. |
| | | { James N. McElvain. |
| No. 37. | Macoupin..... | { John N. McMillan. |
| | | { George A. W. Cloud. |
| No. 38. | Jersey and Calhoun..... | { George W. Herdman. |
| | | { Robert A. King. |
| No. 39. | Greene | Thomas H. Boyd. |
| No. 40. | Pike | { Charles Kenny. |
| | | { Albert Landrum. |
| No. 41. | Scott | James M. Riggs. |
| No. 42. | Morgan | { Newton Cloud. |
| | | { William H. Barnes. |
| | | { Charles H. Rice. |
| No. 43. | Sangamon | { William M. Springer. |
| | | { Ninian R. Taylor. |
| No. 44. | Macon | { William E. Nelson. |
| | | { William T. Moffitt. |
| No. 45. | Moultrie | Jonathan Mecker. |
| No. 46. | Coles. | { James R. Cunningham. |
| | | { Azariah Jeffries. |
| No. 47. | Edgar | { James Gaines. |
| | | { George W. Rives. |
| No. 48. | Douglas..... | John Cofer. |
| No. 49. | Vermilion..... | { John C. Short. |
| | | { William P. Chandler. |
| No. 50. | Champaign..... | { Randolph C. Wright. |
| | | { Jarius C. Sheldon. |
| No. 51. | Platt | Andrew L. Rodgers. |
| No. 52. | DeWitt | William R. Carle. |

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| No. 53. | Logan | { Peter J. Hawes. Augustus Reise. |
| No. 54. | Menard and Cass | { William W. Easley. Samuel C. Knoles. |
| No. 55. | Brown | { James G. Phillips. |
| No. 56. | Schuyler | { Samuel S. Benson. A. H. Trimble. |
| No. 57. | Adams. | { Maurice Kelly. Joseph H. Stewart. George J. Richardson. |
| No. 58. | Hancock | { Lemuel Mussetter. Milton M. Morrill. |
| No. 59. | McDonough | { William H. Neece. James Manley. |
| No. 60. | Fulton. | { John W. Ross. Samuel P. Cummings. |
| No. 61. | Mason | { Timothy M. Morse. M. Langston. |
| No. 62. | Tazewell .. | { Caesar A. Roberts. Ira B. Hall. |
| No. 63. | McLean..... | { William M. Smith. Edward R. Roe. Warren C. Watkins. |
| No. 64. | Iroquois | { George W. Funk. Addison Goodell. |
| No. 65. | Livingston..... | { Thomas Vennum. John Stillwell. |
| No. 66. | Woodford | { James G. Strong. Allison M. Cavan. |
| No. 67. | Peoria | { James M. Rice. Samuel Caldwell. |
| No. 68. | Knox. | { John S. Lee. Oscar F. Price. |
| No. 69. | Warren. | { Joseph F. Latimer. Patrick H. Sanford. |
| No. 70. | Henderson | { Samuel T. Shelton. John T. Morgan. |
| No. 71. | Mercer..... | { William A. M. Crouch. |
| No. 72. | Rock Island | { Stephen F. Fleharty. John Morris. |
| No. 73. | Henry..... | { Edwin H. Johnston. Levi North. |
| No. 74. | Stark | { Jonas W. Olson. Miles A. Fuller. |
| No. 75. | Marshall and Putnam | { Joseph H. Jones. Joseph Reinhardt. |
| No. 76. | Bureau | { Robert Hunter. Perry F. Remsberg. |
| No. 77. | LaSalle ... | { George W. Armstrong. Benjamin Edgcomb. James Clark. |
| No. 78. | Grundy | { H. M. Gallagher. Philip Collins. |
| No. 79. | Kankakee and Ford. | { Warren R. Hickox. Calvin H. Frew. |
| No. 80. | Will | { John H. Daniels. W. S. Brooks. |
| No. 81. | Kendall. | { Robert Clow. Henry Sherrill. |
| No. 82. | DuPage. | { William M. Whitney. Anson S. Clark. |
| No. 83. | Kane. | { Julius A. Carpenter. William H. Miller. |
| No. 84. | DeKalb | { Reuben M. Prichard. Lewis M. McEwen. |
| No. 85. | Lee | { Norman H. Ryan. Miles J. Braiden. |

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|-------------------------|---|
| No. 86. Ogle..... | Mortimer W. Smith. Jeremiah Davis. |
| No. 87. Whiteside | Nathan Williams. Dean S. Efner. |
| No. 88. Carroll | James Shaw. |
| No. 89. JoDavies. | William Cary. Halstead S. Townsend. |
| No. 90. Stephenson..... | Thomas J. Turner. William Massenberg. |
| No. 91. Winnebago..... | James M. Wright. D. E. Adams. |
| No. 92. Boone | Jesse S. Hildrup. |
| No. 93. McHenry | William A. McConnell. Ira R. Curtis. |
| No. 94. Lake..... | William B. Dodge. Elijah M. Haines. Henry W. Austin. Robert H. Foss. James L. Campbell. Carlisle Mason. |
| No. 95. Cook | Wiley M. Egan. Richard P. Derrickson. John D. Easter. John Humphrey. Alexander L. Morrison. John W. Heafield. A. J. Galloway. Hardin B. Brayton. |
| No. 96. Cook. | Simon D. Phelps. James P. Root. William H. King. Arthur Dixon. Horace F. Waite. |
| No. 97. Cook | Rollin S. Williamson. Augustus H. Burley. William Vocke. W. K. Sullivan. Henry C. Senne. |

As appears from certificates submitted to us.

It is proper to state that the committee have learned that the Hon. James Shaw, of District No. 88, Carroll county, is detained by severe illness, and that therefore his credentials have not been presented to us.

All of which is respectfully submitted.

E. M. HAINES,
HORACE F. WAITE,
WILLIAM CARY,
Committee.

Mr. Springer submitted a minority report, as follows:

The undersigned, members of the special committee on credentials, beg leave to report that they agree with the majority of the committee in their report, except as to the persons entitled to seats as members from the 95th, 96th and 97th districts, in Cook county. We find, by reference to the Constitution of this State, (section 7, article 4, on the Legislative department), that counties having over 200,000 inhabitants may be divided into districts, each entitled to not less than three nor more than five Representatives; that the Governor and Secretary of State were directed by the 13th section of the Schedule, to apportion the State for members of this General Assembly, "strictly in accordance with the rules and principles announced in the article on the Legislative department of this Constitution;" that no county, according to section 14 of the Schedule, should contain more than one district, except the county of Cook, which should constitute three districts. We further find that the Governor and Secretary of State did, on the 24th day of September, 1870, in accordance with their duty, apportion the State strictly in accordance with the rules and principles announced in the article on

the Legislative department of said Constitution, and that the apportionment so made assigned to the 95th district, five Representatives; to the 96th district, five Representatives; and to the 97th district, five Representatives; that proclamation of this fact was duly made and published, as required by said Constitution. Notwithstanding said districts are thus entitled to but five members each, yet the credentials of ten persons claiming to be elected as Representatives from the 95th district, of six persons from the 96th district, and of six persons from the 97th district, were presented to your committee, and all of said claimants have been reported by a majority of your committee to be entitled to seats as members of this General Assembly, according to their certificates.

The undersigned cannot agree with the majority in this part of their report. None of said districts, under the Constitution, can have more than five members. It is competent for any number of persons to become candidates for members of the General Assembly, but when a district is entitled to but five members, only the five who received the greatest number of votes can be declared or returned as elected. By reference to the official returns of the number of votes cast for members of this House in the 95th, 96th and 97th districts, on file in the office of the Secretary of State, we find that, in the 95th district, Messrs. Carlisle Mason, John D. Easter, John Humphrey, Alexander S. Morrison and John W. Heafield; and in the 96th district, Simon D. Phelps, and in the 97th district, Henry C. Senne, are not among the number of the five persons who received the highest number of votes in their respective districts, and are therefore neither elected nor entitled to seats as members of this House.

The abstract of the votes cast for Representatives in this General Assembly in said districts, duly certified to by the Secretary of State, is hereunto attached and made part of this report.

The undersigned recommend the adoption of the following resolution:

Resolved, That the 95th, 96th and 97th Representative districts are entitled, under the Constitution of this State, to five members each in this House, and no more; and that Messrs. Carlisle Mason, John D. Easter, John Humphrey, Alexander L. Morrison and John W. Heafield, claiming seats as members of this House, from the 95th district; Simon D. Phelps, claiming a seat as a member from the 96th district; and Henry C. Senne, claiming a seat as a member from the 97th district, not being of the five persons who received the highest number of votes in said respective districts, are not entitled to seats as members of the House of Representatives of this General Assembly.

All of which is respectfully submitted.

WILLIAM M. SPRINGER,
THOMAS J. TURNER.

On motion of Mr. Morrison of Monroe,

The minority report was referred to the committee on elections, to be hereafter appointed.

On motion of Mr. Haines,

The majority report was adopted.

On motion of Mr. Haines,

It was

Resolved, That the Clerk *pro tem.* proceed and prepare the oath of office prescribed by the Constitution for each member elect of the House of Representatives; that the members be called in the order of the number of Representative districts, and subscribe to such oath; that Chief Justice Lawrence, of the Supreme Court, be respectfully invited to administer the oath of office to the members, and that a committee of three be appointed to extend to him the invitation in behalf of this House.

In accordance with which resolution the Speaker *pro tem.* appointed, as said committee, Messrs. Haines, North and Morrison of Monroe.

The Clerk *pro tem.* proceeded to call the roll, and the following members answered to their names (and subscribed to the oath pre-

scribed by the Constitution, which was administered by Chief Justice Lawrence) namely :

D. E. Adams,
Calvin Allen,
George W. Armstrong,
Henry W. Austin,
William N. Ayres,
William H. Barnes,
William W. Barr,
Edward Barrett,
Samuel S. Benson,
James M. Berry,
Thomas H. Boyd,
Miles J. Braiden,
Hardin B. Brayton,
William T. Briscoe,
William S. Brooks,
William Brown,
William R. Brown,
A. H. Burley,
Samuel Burnside,
Samuel Caldwell,
James L. Campbell,
William R. Carle,
Julius A. Carpenter,
William Cary,
Thomas S. Casey,
John Casey,
Allison M. Cavan,
William P. Chandler,
Anson S. Clark,
James Clark,
George A. W. Cloud,
Newton Cloud,
Robert Clow,
John Cofer,
Philip Collins,
W. A. M. Crouch,
Samuel P. Cummings,
James R. Cunningham,
Ira R. Curtis,
John H. Daniels,
Jeremiah Davis,
Richard P. Derrickson,
Arthur Dixon,
William B. Dodge,
Samuel L. Dwight,
William W. Easley,
John D. Easter,
Benjamin Edgcomb,
Dean S. Efner,
Wiley M. Egan,
William Elder,
Thomas Finley,
Stephen F. Fleharty,
Robert H. Foss,
Jacob Fouke,
Calvin H. Frew,
Miles A. Fuller,
George W. Funk,
James Gaines,

A. T. Galbraith,
H. M. Gallagher,
William R. Gass,
Daniel B. Gillham,
A. J. Galloway,
Addison Goodell,
Ira B. Hall,
Elijah M. Haines,
Peter J. Hawes,
Frank E. Hay,
John W. Heafield,
George W. Herdman,
Warren R. Hickox,
Jesse S. Hildrup,
John Hinchcliffe,
John Humphrey,
William B. Hundley,
Robert Hunter,
Azariah Jeffries,
Edwin H. Johnson,
William C. Jones,
Joseph H. Jones,
Maurice Kelly,
Charles Kenney,
William H. King,
Robert A. King,
Samuel S. Knoles,
Gustavus A. Kœrner,
Albert Landrum,
Mathew Langston,
Joseph F. Lattimer,
John S. Lee,
David Leith,
James Manley,
William Massenberg,
Carlisle Mason,
Walter L. Mayo,
William A. McConnell,
James M. McElvain,
William McElwee,
Lewis M. McEwen,
Daniel R. McMaster,
John N. McMillan,
Jonathan Meeker,
Thomas E. Merritt,
William H. Miller,
Theodore Miller,
James R. Miller,
William T. Moffit,
John T. Morgan,
James B. Morray,
Milton M. Morrill,
John Morris,
Alexander L. Morrison,
William R. Morrison,
Timothy M. Morse,
Lemuel Mussetter,
William H. Neece,
William E. Nelson,

Levi North,
Jonas W. Olson,
Simon D. Phelps,
James G. Phillips,
Osman Pixley,
Israel A. Powell,
Reuben M. Pritchard,
Oscar F. Price,
James M. Ralls,
Addison Reese, Jr.,
Joseph Reinhardt,
Augustus Reise,
Perry F. Remsberg,
James M. Rice,
Charles H. Rice,
William C. Rich,
George J. Richardson,
James M. Riggs,
George W. Rives,
Cæsar A. Roberts,
A. F. Rodgers,
Andrew J. Rodgers,
Edward R. Roe,
Edward Roessler,
James P. Root,
John W. Ross,
A. S. Rowley,
Norman H. Ryan,
John D. Sage,
Patrick H. Sanford,
William Schwartz,
Henry C. Senne,
Jarius C. Sheldon,
Samuel T. Shelton,
Henry Sherrill,
John C. Short,
William M. Smith,
Mortimer W. Smith,
William M. Springer,
Joseph H. Stewart,
John Stillwell,
James G. Strong,
William K. Sullivan,
Ninian R. Taylor,
Halstead S. Townsend,
A. H. Trimble,
Thomas J. Turner,
Thomas Vennum,
William Vocke,
Horace F. Waite,
George W. Waters,
Warren C. Watkins,
Henry Watson Webb,
William M. Whitney,
Nathan Williams,
Rollin S. Williamson,
James M. Wight,
Randolph C. Wright.

On motion of Mr. Carpenter,

It was

Resolved, That the House now proceed to its permanent organization by the nomination and election of officers, *viva voce*.

The nomination of Speaker being in order,

Mr. Egan nominated Hon. William M. Smith, of McLean county.

Mr. Turner nominated Hon. William R. Morrison, of Monroe county.

Whereupon the Clerk proceeded to call the roll ; which resulted as follows :

Those voting for Mr. Smith are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Etner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMaster,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
North,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rogers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Sullivan,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting for Mr. Morrison are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easty,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliff,
Hundley,
J. Fries,
Jones of Crawford,
Kelley,
Kenney,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Messrs. Moree,
Mussetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Rosa,
Sage,
Smith of McLean,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Smith, 101 ; Mr. Morrison, 75.

Mr. Smith, having received a majority of all the votes cast, was declared duly elected Speaker of the House of Representatives.

The Speaker *pro tem.* appointed Messrs. Egan, Morrison of Monroe, and Casey of Jefferson to wait upon Mr. Smith and conduct him to the Chair; which duty being performed,

Mr. Smith addressed the House, as follows:

Gentlemen of the House of Representatives:

Allow me to acknowledge my heartfelt gratitude, and to return thanks for the high honor you have conferred upon me, by electing me to preside over the deliberations of the most important session of the General Assembly that has ever been held in this State. To be chosen to fill this responsible position, is an expression of esteem and confidence, which I fully appreciate and shall endeavor to merit. Your duties are grave and responsible. Upon you devolves the enacting of laws which shall carry out the spirit of the new Constitution—an instrument that has won the admiration of the best minds in the country—and your action upon which will affect, for good or evil, the inhabitants of this State for the next generation. Our task, gentlemen, is a noble one, if nobly performed. Our work will exalt us, if it be exalted. Let us, therefore, be equal to the occasion, and worthy of our high places. We must guard the vast and varied interests which the State of Illinois has placed in our keeping. The eyes of the people are upon us, and we are always on trial before the final jury of public opinion, whose verdict is ever just.

The speakership might have been safely and worthily bestowed upon many gentlemen before me, who are distinguished for ability, which they devote to the interests of the State; and feeling that so many others are more capable, I hold the honor in greater esteem.

Permit me once more, gentlemen, to thank you in all sincerity. And let me express the hope that the relations between the Chair and the House may, throughout, be characterized by reciprocal kindness and forbearance; that our intercourse may be cordial; that in all our efforts we may be actuated by a desire for the public good; that we may co-operate with each other for the common welfare; that integrity and incorruptibility may be our motto, so that our actions may all redound to our credit, and promote the welfare, prosperity and happiness of our constituents, and of those who shall come after us.

In conclusion, allow me to express my determination to discharge the duties of my office carefully, conscientiously and impartially.

The Speaker announced that nominations for Clerk were in order.

Whereupon, Mr. Cary placed in nomination Daniel Shepard, of Cook county.

Mr. Cummings placed in nomination E. L. Merritt, of Sangamon county.

The Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Shepard are,

Messrs. Adams,
Austin,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chaudler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,

Messrs. Dixon,
Dodge,
Easter,
Efner,
Egan,
Flehart,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
He field,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnson,
Jones of Marshall,

Messrs. King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Reinhardt,
Remsberg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Senne,
Sheldon of Champaign,
Shelton of Warren,
Snerrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,

Messrs. Vocke,
Walte,
Water,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Merritt are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Galagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford
Kelly,
Kenny,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Messrs. Morrison of Monroe,
Morse,
Mussetter,
Nesce,
Nelson,
Phillips,
Ralls,
Reese,
Reis of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Shepard, having received a majority of all the votes cast, was declared duly elected Clerk of the House of Representatives.

Mr. Mayo submitted the following resolution, and moved its adoption :

Resolved, That the following named persons be declared elected to the offices for which they are named, respectively :

First Assistant Clerk..... J. N. REECE.
Second Assistant Clerk..... ERIC JOHNSON.
Third Assistant Clerk SAMUEL R. HAY.

Mr. Morrison of Monroe moved a division of the resolution, so that the Clerks should be voted for separately ; which was agreed to.

The nomination of First Assistant Clerk being in order,

Mr. Mayo placed in nomination J. N. Reece, of Warren county.

Mr. Brooks placed in nomination George S. Kimberly, of Cook county.

The Clerk proceeded to call the roll, which resulted as follows :

Those voting for Mr. Reece are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,

Messrs. Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derickson,
Dixon,
Dodge,
Easter,
Einer,
Egan,
Fleharty,
Foss,
Frew,
Fuller,

Messrs. Funk,
Galbraith,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
Headfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,

Messrs. Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rogers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill.

Messrs. Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Voke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Kimberly are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Galnea,

Messrs. Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenoy,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Musetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Rosa,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Reece, having received a majority of all the votes cast, was declared duly elected First Assistant Clerk of the House of Representatives.

The nomination of Second Assistant Clerk being in order,

Mr. Olson placed in nomination Eric Johnson, of Henry county.

Mr. Cunningham placed in nomination E. B. Buck, of Coles county.

The Clerk proceeded to call the roll, which resulted as follows:

Those voting for Eric Johnson are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,

Messrs. Easter,
Efuer,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heasfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,

Messrs. Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe.

Messrs. Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Seune,
Sheldon of Champaign,
Shilton of Warren,
Sherill,

Messrs. Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Voorke,
Walte,

Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Buck are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoces,
Landrum,
Langston,
Lee,
Leith,
Manley,
McClvaine,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Messrs. Morrison of Monroe,
Morse,
Mussetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reis of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Johnson, having received a majority of all the votes cast, was declared duly elected Second Assistant Clerk of the House of Representatives.

The nomination of Third Assistant Clerk being in order, Mr. Mayo placed in nomination Samuel R. Hay, of Alexander county.

Mr. Morrison of Monroe moved to postpone the election of Third Assistant Clerk to the first Monday in February next.

Mr. Cary moved to lay that motion upon the table,

Which was decided in the affirmative, { Yeas.....100
Nays..... 73

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derickson,
Dixon,
Dodge,

Messrs. Easter,
Efner,
Egan,
Ficharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Gase,
Galloway,
Goodell,
Haines,
Hawes,
Hensfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,

Messrs. Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pitney,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Piatt,
Roe,
Root,
Rowley.

Messrs. Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,

Messrs. Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,

Messrs. Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,

Messrs. Gallagher,
Gillham,
Herdman,
Hinchliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Neco,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb,
Wright.

So the motion of Mr. Morrison of Monroe was laid upon the table.
The question recurring upon the election of Samuel R. Hay, as
Third Assistant Clerk,
The Clerk proceeded to call the roll ;

Which resulted as follows : } Yeas 100
 { Nays 73

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Flehart,
Foss,
Frew,
Fuller,
Funk,

Messrs. Galbraith,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Klug of Cook,
Koerner,
Latimer,
Mascenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fonke,
Gaines,

Messrs. Gallagher,
Gillham,
Herdman,
Hinchcliff,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knoles,
Lundrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,

Messrs. Massetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb,
Wright.

Mr. Hay, having received a majority of all the votes cast, was declared duly elected Third Assistant Clerk of the House of Representatives.

The nomination of Enrolling and Engrossing Clerk being in order, Mr. Frew placed in nomination Mr. W. W. Lowdermilk, of Sangamon county.

Mr. Richardson placed in nomination Mr. Thomas J. Heir, of Adams county.

The Clerk proceeded to call the roll, which resulted as follows :

Those voting for Mr. Lowdermilk are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fiehart,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenburg,
Mason,
Mayo,
McConnel,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remberg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Heir are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,

Messrs. Barr,
Barrett,
Benson,
Boyd,

Messrs. Briscoe,
Brooks,
Burnside,
Carle,

Messrs. Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Coker,
Cummings,
Cunningham,
Dwight,
Easley,
Edgecomb,
Elder,
Finley,
Fouke,
Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,

Messrs. Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morre,
Mussetter,
Neece,

Messrs. Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
River,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Lowdermilk, having received a majority of all the votes cast, was declared duly elected Enrolling and Engrossing Clerk of the House of Representatives.

The nomination of First Assistant Enrolling and Engrossing Clerk being in order,

Mr. Frew placed in nomination Mr. C. C. Kohlsaat, of Cook county.

Mr. Hall placed in nomination Mr. Henry P. Finnegan, of Tazewell county.

The Clerk proceeded to call the roll, which resulted as follows :

Those voting for Mr. Kohlsaat are,

Messrs. Adams,
Austin,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleaharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixey,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Walts,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Finnigan are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Beuson,
Boyd,
Briscoe,
Brooks,

Messrs. Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Coker,
Cummings,
Cunningham,
Dwight,

Messrs. Easley,
Edgecomb,
Elder,
Finley,
Fouke,
Gaines,
Gallagher,
Gillham,
Hall,
Hay,

Messrs. Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,

Messrs. McElwee,
Maker,
Merri t,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,

Messrs. Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Kohlsaat, having received a majority of all the votes cast, was declared duly elected First Assistant Enrolling and Engrossing Clerk of the House of Representatives.

The nomination of Second Assistant Enrolling and Engrossing Clerk being in order,

Mr. Frew placed in nomination Mr. W. P. Squires, of Whiteside county.

Mr. Jones of Crawford placed in nomination Mr. Singleton B. Allen, of Crawford county.

The Clerk proceeded to call the roll, which resulted as follows :

Those voting for Mr. Squires are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fienarty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goell,
Hanes,
Hawes,
Headfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall .
King of Cook,
Koerger,
Latimer,
Massenberg,
Maron,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Mcfit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Piatt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Allen are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,

Messrs. Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,
Gallagher,
Gillham,
Hall,
Hay,

Messrs. Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,

- Messrs. McElwee,
Meeker,
Merritt,
Miller of Madison.
Morrill,
Morrison of Monroe,
Morse,
Musseller,
Neece,
Nelson,

Messrs. Phillips,
Ralls,
Reece,
Relse of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,

Messrs. Rodgers of Madison.
Roessler,
Rose,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Squires, having received a majority of all the votes cast, was declared duly elected Second Assistant Enrolling and Engrossing Clerk of the House of Representatives.

Mr. Armstrong submitted the following resolution, and moved its adoption :

Resolved, That it is the duty of the General Assembly to economize in every way in which it can be done compatible with the public service; and to that end,

Resolved, That this House will not elect, at the present session, more than First and Second Assistant Enrolling and Engrossing Clerks.

Mr. Cary moved to lay the said resolution on the table ; which was agreed to.

Mr. Frew placed in nomination, for Third Assistant Enrolling and Engrossing Clerk, Mr. C. T. Heydecker, of Lake county.

No other nomination being made,
The Clerk proceeded to call the roll upon the election of Mr. Heydecker,

Which resulted as follows :

{

Yeas.....101

Nays 75

}

Those voting for Mr. Heydecker are,

- Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easier,
Einer,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass.
Galloway,
Goodell,
Haines,
Hawes,
Heasfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Serne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

- Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,

Messrs. Benson,
Boyd,
Briscoe,
Brook-,
Burnside,
Carle,

Messrs. Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,

Messrs. Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,

Messrs. King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Mussetter,
Nesce,
Nelson,
Phillips,

Messrs. Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Timble,
Turner,
Webb.

Mr. Heydecker, having received a majority of all the votes cast, was declared duly elected Third Assistant Enrolling and Engrossing Clerk of the House of Representatives.

Mr. Frew nominated W. A. Moore of Kane county, for Doorkeeper.

Mr. Rice of Sangamon nominated for the same office William Sands, of Sangamon county.

Whereupon the Clerk proceeded to call the roll, which resulted as follows :

Those voting for Mr. Moore are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Etner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Headfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMaster,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Sullwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.
Mr. Speaker.

Those voting for Mr. Sands are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,

Messrs. Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,
Gallagher,
Gillham,

Messrs. Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,

Messrs. Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morre,
Musssetter,

Messrs. Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,

Messrs. Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. W. A. Moore, having received a majority of all the votes cast, was declared duly elected Doorkeeper of the House of Representatives.

Mr. McMillan nominated for Assistant Doorkeeper, Gustav Wetzlan, of St. Clair county.

Mr. Finley nominated for the same office, Washington Long, of Christian county.

Whereupon the Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Wetzlan are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Ehaer,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mavo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Roos,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shilton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Finley are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fonke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knobles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Musssetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Wetzlau, having received a majority of all the votes cast, was declared duly elected First Assistant Doorkeeper of the House of Representatives.

Mr. McMillan nominated for Second Assistant Doorkeeper, Henry Plasnick, of Edgar county.

No other nomination being made,

The Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Plasnick are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,

Messrs. Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heffield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Sheiton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Mr. Plasnick, having received a majority of all the votes cast, was declared duly elected Second Assistant Doorkeeper of the House of Representatives.

Mr. Haines nominated for Postmaster, J. W. Ayers, of Macoupin county.

Mr. Morse nominated D. J. Waggoner, of Fulton county.

Whereupon the Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Ayers are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,

Messrs. Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Gass,
Galloway,
Goodell,
Haines,

Messrs. Hawes,
Heffield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,

Messrs. Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,

Messrs. Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,

Messrs. Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Walters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. Waggoner are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Coker,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,

Messrs. Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliff,
Hundley,
Jeffree,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Musseller,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Ayers, having received a majority of all the votes cast, was declared duly elected Postmaster of the House of Representatives.

Mr. Haines placed in nomination for Assistant Postmaster, William F. Wilton, of Clinton county.

Mr. Jones of Crawford placed in nomination James G. McKnight, of Crawford county.

Whereupon the Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Wilton are,

Messrs. Adams,
Austin,
Berry,
Briden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Eber,

Messrs. Egan,
Fleaharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,

Messrs. McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,

Messrs. Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,

Messrs. Sullivan,
Townsend,
Vernum,
Vocke,
Walte,
Waters,
Watkins,

Messrs. Whitney,
Williams.
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting for Mr. McKnight are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford
Kelly,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Messrs. Morrison of Monroe
Morse,
Mussetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Mr. Wilton, having received a majority of all the votes cast, was declared duly elected Assistant Postmaster of the House of Representatives.

The officers of the House having been elected, appeared and took the oath prescribed by the Constitution, which was administered by Hon. Edward Rummel, Secretary of State.

On motion of Mr. Root,

It was

Resolved, That a committee of seven be appointed to report rules for the government of this House, to consist of the Speaker as chairman, and six members.

On motion of Mr. Miller of St. Clair,

It was

Resolved, That the Clerk of the House of Representatives inform the Senate that the House of Representatives has met and organized, by the election of Wm. M. Smith, Speaker; Daniel Shepard, Clerk; Jasper N. Reece, First Assistant Clerk; Eric Johnson, Second Assistant Clerk; S. R. Hay, Third Assistant Clerk; W. W. Lowdermilk, Enrolling and Engrossing Clerk; C. C. Kohlsaat, First Assistant Enrolling and Engrossing Clerk; Wm. P. Squires, Second Assistant Enrolling and Engrossing Clerk; C. T. Heydecker, Third Assistant Enrolling and Engrossing Clerk; W. A. Moore, Doorkeeper; G. Wetzlau, First Assistant Doorkeeper; Henry Plasnick, Second Assistant Doorkeeper; J. W. Ayers, Postmaster; W. F. Wilton, Assistant Postmaster; and that they are now ready for legislative business.

On motion of Mr. Roe,

It was

Resolved, That a committee of two be appointed to wait on the Governor, and inform him that the House of Representatives is now organized, and ready to receive any communication he may see proper to make.

The Chair appointed as such committee Messrs. Roe and Morrison of Monroe.

On motion of Mr. Herdman,

It was

Resolved, That the acting clergymen of the city of Springfield are hereby respectfully requested, in such order as they may determine upon for their own convenience, to attend and open each daily session of the House of Representatives, with prayer.

Mr. King of Jersey presented the following resolution, and moved its adoption :

Resolved, That the Clerk of this House, immediately after the passage of this resolution, place in a box the name of each member written on a separate piece of paper; that he then proceed in the presence of the House to draw from said box, one of said slips of paper at a time, announcing the name of the member thereon, who shall then select his seat for the present session: *Provided*, that before said drawing shall commence, the Speaker shall cause every seat to be vacated.

Mr. Phillips presented the following as a substitute for the foregoing resolution :

Resolved, That the Clerk of this House proceed to place in a box, tickets with the names of the members of the several representative districts upon them, and that some person be appointed to draw from the box the tickets separately; and, as the representative districts are drawn, the members from such districts proceed to select their seats, the members having previously vacated the hall.

On motion of Mr. Springer,

The consideration of the above resolution and substitute was postponed until ten o'clock to-morrow morning.

On motion of Mr. Turner,

It was

Resolved, That until otherwise provided, the hour of meeting shall be ten o'clock in the forenoon.

The Speaker announced as the committee on rules, the following members :

Mr. Speaker, and Messrs. Root, Haines, Egan, Carpenter, Springer, Ross.

On motion of Mr. Haines,

At 1 o'clock and 50 minutes the House adjourned.

FRIDAY, JANUARY 6, 1871.

Prayer by Rev. Dr. Bergen.

The journal of yesterday was read.

Mr. Morgan submitted the following :

Resolved, That previous to drawing seats, the Doorkeeper of the House be instructed to re-arrange the seats in this House, as follows, to-wit: Placing the Speaker's desk on the north side and near the centre of the building; Clerk's desks on the right of the Speaker's; the reporters' desks on the left; and desks of members arranged in a semicircle in front and on either side.

Mr. Root moved to lay the resolution on the table; which motion was not agreed to.

Mr. Roberts submitted the following, as a substitute for the resolution offered by Mr. Morgan:

Resolved, That the Speaker of this House, with the Adjutant General, be and is hereby, requested to make an examination of this House, and so arrange the Speaker's and reporters' desks, and the seats of the members, as to best accommodate all the members and officers of this House.

Mr. Morgan accepted the substitute of Mr. Roberts, and

The question being upon the adoption of the resolution, it was agreed to.

On motion of Mr. King of Jersey,

The special order for this hour, being the consideration of a resolution and a substitute for the same, relating to the drawing for seats in this House, was postponed.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the following resolution has been adopted:

Resolved by the Senate, That the Secretary of the Senate inform the House of Representatives that the Senate has met and organized by the election of E. H. Griggs, Secretary; Z. S. Swan, First Assistant Secretary; O. S. Knickerbocker, Second Assistant Secretary; J. H. Paddock, Third Assistant Secretary; R. H. Gettamy, Enrolling and Engrossing Clerk; Gershom Martin, First Assistant Enrolling and Engrossing Clerk; Lewis Zeigler, Sergeant-at-Arms; J. F. Moore, First Assistant Sergeant-at-Arms; B. V. Harlan, Second Assistant Sergeant-at-Arms; John B. Turchin, Postmaster; R. C. Staples, Assistant Postmaster; and is now ready for the transaction of business.

Mr. Roe, from the committee appointed to wait upon the Governor and inform him that the House of Representatives had organized, and were ready to receive any communication from him that he might see proper to make, reported that the committee had performed the duty assigned them.

On motion of Mr. Root,

It was

Resolved by the House of Representatives, the Senate concurring herein, That the two houses meet in joint session in the Hall of Representatives on Saturday, the 7th day of January, instant, at 11 o'clock, for the purpose of canvassing the returns of the election for State Treasurer and State Superintendent of Public Instruction.

Ordered that the Clerk inform the Senate thereof, and request their concurrence in the same.

Mr. Miller of St. Clair submitted the following resolution:

Resolved, That the Speaker be authorized to employ (12) twelve persons to serve as pages of the House for the present session.

Mr. Phillips moved the following, as a substitute for Mr. Miller's resolution:

Resolved, That the Speaker of this House be authorized to appoint twelve pages to attend on this House, and that the Clerk and Doorkeeper be allowed to appoint two each to attend on them in the discharge of their duties.

On motion of Mr. Springer,

The substitute was laid upon the table.

The question recurring upon the adoption of the resolution submitted by Mr. Miller, it was agreed to.

On motion of Mr. Root,

At 11 o'clock A. M. the House adjourned until 2 o'clock P. M.

TWO O'CLOCK P. M.

On motion of Mr. King of Jersey,

The special order relating to the drawing of seats was taken up.

Mr. King of Cook moved to lay the substitute of Mr. Phillips upon the table; which motion was agreed to.

Mr. Armstrong submitted the following as a substitute for the resolution of Mr. King of Jersey:

Resolved, That the Doorkeeper of this House be instructed to number the seats in this hall, commencing at the northeast corner with number one, and continuing through the same to the southwest corner, numbering from one to one hundred and seventy-six seats; and be it further

Resolved, That the Clerk of this House prepare slips of paper, with numbers from one to one hundred and seventy-six inclusive, to be thrown into a hat or box and thoroughly shaken, and drawn therefrom by a page of this House, appointed by the Speaker—said drawing to be done in presence of, and under the supervision of the Speaker; and that the Clerk prepare a like number of slips of paper with each member's name thereon, to be drawn in like manner by another page, appointed by the Clerk of this House, who shall superintend the drawing thereof. The drawing of the tickets as above shall be done at the same time, and each member shall be assigned to the seat thus determined.

Mr. King of Cook moved to lay the substitute of Mr. Armstrong on the table; which motion was agreed to.

Mr. Springer moved to amend the resolution of Mr. King of Jersey, by adding the following:

Provided, That the Honorable Newton Cloud, Ira B. Hall, John Cofer, J. M. Wight, Robert H. Foss, A. H. Trimble, G. W. Waters and P. J. Hawes, be permitted to select their seats before the drawing begins.

Which motion was agreed to.

The resolution, as amended, was then adopted.

The names of the members were then drawn by lot, and each member, as his name was called, selected his seat.

Mr. Roe submitted the following:

Resolved by the House of Representatives, That Messrs. Ely, Burnham and Bartlett be, and hereby are, appointed the official reporters of the House of Representatives, and that it shall be their duty to make such an official report, and at such rates as may be determined between the committee on printing (when appointed) and themselves, subject to the approval of the House.

On motion of Mr. Campbell,

The resolution was referred to the committee on printing, when appointed.

On motion of Mr. Morrison of Cook,

It was

Resolved, That the Doorkeeper be requested to procure shades or curtains, and have the same placed on the south windows of this hall.

On motion of Mr. Frew,

It was

Resolved, That the Secretary of State be and he is hereby authorized to furnish the room of the Enrolling and Engrossing Clerk with such necessary furniture and stationery as the clerk and assistants need in performing their duties.

On motion of Mr. Price,

It was

Resolved, That the Secretary of State be and he is hereby authorized and required to furnish all the necessary stationery and blanks, and blank books for the use of the Clerk of this House, upon his written order.

On motion of Mr. McMillan,

It was

Resolved, That the Postmaster of the House be authorized to establish his office in the room below the staircase, in the rear part of the building, and that the Secretary of State have it furnished on his order.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a communication, with accompanying documents:

EXECUTIVE DEPARTMENT,

SPRINGFIELD, ILLINOIS, *January 4th*, 1871.

Gentlemen of the Senate and House of Representatives:

Meeting the representatives of the people a second time, I am permitted by the circumstances to congratulate them that, since the last session of the General Assembly, nothing has occurred to interrupt the steady progress of the State. The inhabitants of nearly every district have been blessed with a large measure of health; the harvests have afforded plenty; employment has been abundant, and industry well rewarded; the wants of the needy, the helpless and the poor have been supplied; efforts for the diffusion of morality and education have not altogether failed of success; new lines of railway have been constructed, opening to fertile districts, heretofore isolated, convenient access to favorable markets; and the laws for the preservation of peace and order have been, in almost every instance, faithfully executed. No people have greater reasons for thankful gratitude to the Divine Giver, or stronger motives to impel them to the earnest discharge of every social and patriotic duty.

Amongst the exceptions to the general enforcement of the laws of the State, are several instances of outrages committed by mobs. On the 21st day of February, 1870, one Harrison Reed, who was charged with murder committed in Madison county, was taken from the custody of an officer, who was conveying him to jail, and killed.

On the 20th day of April, 1870, one Hank Leonard was forcibly taken from the jail of Marion county, and put to death under circumstances of peculiar atrocity.

On the 16th day of April, 1870, one Joseph C. Ramsey, while in the custody of an officer of Putnam county, who was conveying him to the county jail, was seized by a mob and hanged.

These cases were officially reported to me, and other instances of lawless violence have occurred in the State, in regard to which I have no official information. It will be observed, by an examination of the reports made to me of the circumstances that attended the killing of the persons above named, that they were at the time helpless prisoners, without any means at hand of self-defense; and if the officers who had them in custody attempted to defend them, it was done in a man-

ner that reflects no great degree of credit upon their firmness or sense of duty.

The case of Reed is especially humiliating. He had escaped from the State, and was arrested under the order of the Governor of Missouri, in consequence of a requisition made by me, and was murdered while in the custody of an officer of this State, who could not or would not protect him. When the facts were fully investigated by me, I offered a reward of one thousand dollars for the apprehension and conviction of the offenders in each of these cases, but no arrests have been reported to me. The papers that relate to them will be transmitted to the General Assembly.

The frequent recurrence of crimes committed by mobs, and the fact that instances of the punishment of the offenders are rare, suggest the inquiry whether some legislation is not necessary for their repression. The Governor is charged by the constitution with the obligation "to take care that the laws are faithfully executed;" and yet, although he may be satisfied that in this class of cases and others, officers neglect or refuse to discharge their duties, or the State's Attorneys are incompetent or refuse to take the necessary steps to punish offenders, he can neither remove nor suspend them, nor bring them to trial before the judicial tribunals. It is for the General Assembly to determine whether it is proper to give to the Executive Department any additional powers, to be employed for the enforcement of the criminal laws. In the cases mentioned my powers are exhausted, and the violators of the laws are unpunished.

THE NEW CONSTITUTION.

On the 2d day of July, 1870, the people of the State expressed their approval of the constitution submitted to them by the Convention that assembled in this city on the 13th day of December, 1869. This instrument, that was prepared with so much care by the intelligent and patriotic men that composed the Convention, and that was adopted by the freemen of the State with a singular degree of unanimity, introduces many most salutary reforms into the organic law of the State.

The constitution of 1848 was well suited to the times, and was adopted by the people under circumstances of difficulty and embarrassment that we cannot now fully understand. At that time the State was overwhelmed by a debt improvidently contracted, and that had wholly failed of benefit to the people; property had but a nominal value; the resources of the State were undeveloped and but little understood, and immigration had almost ceased. The constitution was the expression of the determination of the people of that day to meet every obligation, and to practice the most rigid economy, until the claims of the public creditors were placed in a condition that would satisfy them. The purpose intended was accomplished, and the constitution of 1848 will be remembered as an example of courageous integrity, to the enduring honor of the State of Illinois.

The Convention of 1870 was called by the people from a conviction, well justified by the facts, that the constitution of 1848 was no longer suited to the changed condition of the State. Under the practical con-

struction of its provisions, the Executive Department was destitute of influence, the Judicial Department was unequal to its greatly increased duties, while the Legislature, regardless of the limitations upon its authority, was practically the supreme power in the State. Before the adoption of the constitution of 1870, the history of the American States presented no example of a government more defective or vicious than that of the State of Illinois. The public judgment is, that the constitution now in force is admirably framed to correct the abuses that had grown up under the former system of government, and that if its provisions are respected it will secure to the State an efficient, economical administration of its affairs, and fully protect every public and private right.

But, as well founded as these expectations are, it will forever remain true that a self-executing constitution has not been devised by human skill, and if such an instrument could be created it would be without value, for it is of the essence of a free government that it exists and is preserved by the intelligent assent and the active, vigilant, organized will of a free people, and the last years of the constitution of 1848 afford an impressive warning that formal instruments of government are vain if the people themselves do not respect and will not enforce their provisions. The radical vice of the government under that constitution was, that its limitations upon the powers of the departments had become obsolete, so that there remained no effective rule by which their responsibilities could be defined or enforced. Officers received compensation for their services under the authority of laws that were thought by the people to be inconsistent with the constitution, and a government that was intended to be economical was, in fact, unreasonably expensive. Legislation was hasty and improvident, so that the feeling was general that public and private rights were unsafe, and that the officers charged by the constitution with the enactment, the interpretation and the enforcement of the laws, were alike unworthy of the full confidence of the people of the State. The forms of popular government may escape subversion, but it will practically perish when the people are unable to confide in the integrity and wisdom of those to whom they are compelled to entrust the execution of its powers; and hence the officer who justly forfeits the confidence of the people, is as dangerous to the welfare of the State as if he had traitorously assailed its existence.

REPRESENTATION AND ELECTIONS.

The framers of the constitution of 1870, correctly appreciating the existing evils, and fully understanding that the suppression of all the abuses of government must be the work of the people, prepared and presented to the freemen of the State a plan for an enlarged and improved system of popular representation in the General Assembly. Under this plan the present apportionment of Senators and Representatives is merely provisional, and it will be necessary for the present General Assembly to divide the State into fifty-one Senatorial districts, upon the basis of the federal census of 1870, according to the 6th section of the 4th article of the constitution, and also to enact such laws as will give effect to the 7th section of the same article, which embodies the principle of minority or cumulative representation.

“Minority Representation” is an experiment that merits a full and fair trial, and it is to be hoped that the General Assembly will, by effective legislation, protect the system from abuse and fraud.

Indeed, all laws of the State in respect to elections demand careful examination, with a view to such improvements as will render them a more complete protection to the purity of elections. It is a well known fact that the use of money as a means of controlling the votes of many persons has become so common as to scarcely excite condemnation, and that such is the low estimate placed upon the purity of the ballot-box, that many men participate directly or indirectly in the bribery of voters who would not be parties to the commission of crimes that are far less dangerous to the safety of society. I am free to confess that no complete reform in respect to this subject can be expected until public sentiment shall concur with legal enactments, and make those who offer and those who receive bribes in consideration of votes, alike infamous; but it may be well to inquire whether the laws that are intended to protect elections from fraud and abuse may not be made to comprehend and punish many shifts and contrivances now employed to conceal bribery and fraud, and to provide that the use of corrupt means to secure an election, whenever discovered, shall work a forfeiture of the office, and also incapacitate both parties from voting or holding office thereafter in this State.

APPORTIONMENT.

The 13th section of the Schedule of the constitution directs that immediately after the adoption of the constitution, the Governor and Secretary of State shall proceed to ascertain and fix the apportionment of the State for members of the first House of Representatives under this constitution, and it also directed substantially that the apportionment should be made upon the basis of the federal census of 1870, in case the result of that enumeration could be obtained on or before the 23d day of September, 1870. By the courtesy of the Commissioner of the Census, and of the marshals of the northern and southern districts, the results of the census were furnished within the time limited by the constitution; and pressed by the anxiety of the citizens of different counties and districts to learn the number of representatives to which they were entitled, on the 23d day of September, 1870, the apportionment was made, and fifteen members in the aggregate were assigned to Cook county, five to be elected in each of the three representative districts created by existing laws, and I issued my proclamation announcing the result as provided by the constitution.

On the 27th of September, upon a revision of the apportionment made on the 23d of that month, it was concluded by the Governor and Secretary, aided by the official opinion of the Attorney General, that it was fair to interpret that portion of the 7th section of the article of the constitution in relation to the Legislative Department that provides that “counties having over 200,000 inhabitants may be divided into districts, each entitled to not less than three nor more than five representatives,” together with the language of the 14th section of the Schedule, “but no county shall be numbered as more than one district,

except the county of Cook, which shall constitute three districts, each embracing the territory contained in the now existing representative districts," so as to harmonize them with the general principles of the constitution, that contemplate that all the counties and districts of the State shall be equally represented in the General Assembly, according to their population; and on that day I issued a supplementary proclamation, apportioning to the county of Cook an aggregate representation of twenty-two members, to be elected in the existing districts according to the population of each.

The proclamations of the 24th and 27th of September, and a copy of the opinion of the Attorney General, are herewith laid before the General Assembly.

COMPENSATION OF PUBLIC OFFICERS.

The duty is devolved upon the General Assembly by the constitution of adjusting the compensation to be paid to almost every class of public officers. The 23d section of the 5th article of the constitution provides that all the officers of the Executive Department shall receive for their services salaries to be established by law. The 7th section of the 6th article directs that from and after the adoption of the constitution, the judges of the Supreme Court shall receive a salary of four thousand dollars per annum, until otherwise provided by law; and the 16th section provides for a salary to the circuit judges of three thousand dollars per annum, until otherwise provided by law; and by the 25th section of the same article, the judges of the Superior and Circuit Courts of Cook county shall receive the same salaries, payable out of the State Treasury, as are or may be paid to the circuit judges of the State, and such further compensation, to be paid by the county of Cook, as may be provided by law. It will also be necessary to fix the compensation of the clerks of the Supreme Court, and of all the State's Attorneys throughout the State.

I think it not improper to say that in my judgment every public officer should be paid a fixed salary, and that the whole system of compensation by fees, to be collected from parties, or from counties or the State, ought to be at once abolished.

The value of the services of the clerks of the Supreme Court, and of the State's Attorneys, can be as easily estimated as can those of the judges, and if parties litigant are to be taxed, such taxes should be imposed for the State or the counties, and the amount of the tax should be definitely fixed by law. No burden has been more oppressive to the people who have lingered around the courts awaiting the disposition of causes in which they were interested, than to find themselves, after weeks and months of delay, ruined by bills of cost, of unanticipated amounts; and much litigation would be avoided if the costs could be known with reasonable certainty in advance.

The importance of the office of State's Attorney has been habitually underrated, and I think it a matter to be regretted that it is abolished, and the system of County Attorneys adopted, as contemplated by the 22d section of the 6th article of the constitution. Whatever may be the excellencies of any form of government, its true value depends

upon the extent to which it affords protection to life, liberty, property and the social and domestic rights. It is not enough that the guilty be punished : the innocent must be protected ; and the State's Attorney should not only be a terror to evil doers, but the hope and refuge of the innocent. It is hardly consistent with this idea that the compensation of this class of officers should be made in any manner to depend upon the number of convictions they may be able to secure.

The constitutional regulations in respect to the compensation of county officers are so precise and complete, that very little more is required of the General Assembly than to give them the aid of such judicious enactments as will effectually defeat every effort to evade them. The change from the fee system to that of fixed salaries is sudden, and will not be very cheerfully accepted by some of the incumbents of offices that have been heretofore very profitable, and laws that will at once establish the new system must be exceedingly wise and judicious.

In addition to the penalties to be imposed upon officers guilty of violations of such laws, I repeat the recommendation, that hereafter no fees or costs be taxed or allowed for the services of any public officer, but that whatever sum or sums it may be thought judicious to require to be paid by persons for the services of public officers, shall be deemed a tax, and be paid under suitable regulations into the proper treasury. The fees of clerks and sheriffs, heretofore charged against litigants, can, by proper classification, be commuted to a fixed sum, and paid into the county treasury, upon the certificate of the clerk. A form of special tax to be levied upon administrations, and other matters within the jurisdiction of the County Court, may be devised, while the tax imposed upon suits in the Supreme Court may be paid into the State treasury.

This statement of my views seems sufficient to make my recommendations understood, and I believe it both practicable and judicious, with respect to all officers who have heretofore been compensated, in whole or in part, by fees.

If any officer in this State shall hereafter be permitted to receive fees to his own use, it will be necessary to provide for reports to be made, as required by the 13th section of the 10th article of the constitution.

EXPENSES OF THE GENERAL ASSEMBLY.

The pay of the members of the present General Assembly is fixed at five dollars per day, and ten cents per mile of necessary travel in going to and returning from the seat of government, with the sum of fifty dollars to cover all incidental allowances of every nature and description ; but the per diem of the members of all future Legislatures is to be fixed by law.

I trust that I will be pardoned for expressing a hope that great care will be employed in the preparation of such laws as respect the pay of members of the General Assembly and their incidental allowances, and also the general incidental expenses of the session, as will harmonize with the manifest spirit of the constitution. Unless great attention is given to the matter of the expenses of the Legislature, the

members will, at the close of the session, be astonished at the aggregate amount. The amended constitution provides that, "no money shall be drawn from the treasury except in pursuance of an appropriation made by law," and that "no money shall be diverted from any appropriation made for any purpose, or taken from any fund whatever, either by joint or separate resolution." It will, therefore, be necessary for the General Assembly to provide, by law, for the necessary expenses of the session, as no officer would feel justified in contracting debts or in paying money from the treasury upon the authority of a mere resolution of either or both branches of the Legislature; for the General Assembly is prohibited, by the 19th section of the 4th article of the constitution, from authorizing the payment of any debt contracted *without express authority of law*.

SPECIAL LEGISLATION.

It will, no doubt, be a source of great satisfaction to the General Assembly, as it is to every one familiar with the legislation of the State, that by the 2d section of the 4th article of the constitution, it is provided that no local or special law shall be passed with respect to twenty-three subjects, enumerated in the section, and that by the sweeping language of the last clause of the same section, it is directed that "in all other cases where a general law can be made applicable, no special law shall be enacted."

It is not necessary to argue the wisdom of this restriction upon the power of the General Assembly to pass local or special laws, but if that was necessary, a reference to the journals of the Legislature at its last session, would afford facts that would put the propriety of the prohibition beyond the reach of controversy. The aggregate number of bills introduced in both branches of the General Assembly at the last session, was two thousand four hundred and seventy-eight. Of these, upwards of fifteen hundred became laws, and those that are special and local alone are bound into three ponderous volumes that contain two thousand eight hundred and forty-three printed pages. It is doubtful if any such mass of crude and dangerous legislation was ever before inflicted upon any people.

The prohibition of special legislation imposes upon the General Assembly the duty of enacting general laws upon such of the enumerated subjects as are thought worthy of attention. The incorporation laws now in force comprehend and provide for many subjects, and require revision to make them conform to the principles established by the constitution. When these laws are revised, it is probable that they may be made to comprehend and provide for almost every subject to which the corporate principle can be properly made applicable.

The two most important exceptions to this general statement are the incorporation of cities, towns and villages, and the organization of associations for the construction of railways. The general law providing for the incorporation of cities, towns and villages, will probably be found, at present, inadequate to the object for which it was intended. Many of its provisions are vague, and others unconstitutional, and the whole law is, in my judgment, wanting in that symmetry and completeness which is essential to the usefulness of a statute that is to be

the constitution of every municipal body in the State. The powers conferred upon the cities and towns of the State, under special charters, have been, in practice, greatly abused, to the oppression of the people. The essential defect in the general incorporation law, and in many of the acts incorporating cities and towns, is that they do not sufficiently insure an efficient and independent executive authority, and do not guard the property of the citizen with sufficient care from excessive, and often rapacious taxation. They authorize or permit the unnecessary multiplication of offices. They do not sufficiently secure the responsibility of the municipal officers to the citizens ; and as the necessary authority of the officers of cities trenches very closely upon the most cherished rights of freemen, affording many opportunities for injustice and oppression, they should, with more than usual care, be subjected to the most rigid accountability for any violation of public law, and for every invasion of private rights.

RAILROAD CORPORATIONS.

The constitutional prohibition of special laws for the creation of railroad corporations, makes it necessary that a general law should be adopted, at this session of the General Assembly, for the organization and government of that most useful and necessary class of associations. The constitution imposes restrictions and duties upon railway corporations that must, of course, be binding upon all hereafter created, and it also applies, in important respects, to existing railway corporations, and must be enforced against them by appropriate legislation.

Every railway corporation organized or doing business in this State, under the laws or authority thereof, must maintain an office in this State, for the transaction of its business, where transfers of stock must be made, and in which shall be kept, for public inspection, books, in which shall be recorded the amount of capital stock subscribed, and other matters in relation to their organization and business, that it is important to the public interests should be known ; and shall also report to the Auditor of Public Accounts, or to an officer to be designated by law, all their acts and doings, to such extent as may be prescribed by law. This provision of the constitution comprehends all railway corporations that do business in this State, whether they are organized under its laws or are tolerated by its comity, and it is the duty of the General Assembly, imposed by the 9th section of the 11th article of the constitution, to enforce the obedience of all by the passage of laws with suitable penalties. The 9th section of the 11th article of the Constitution, and the 11th, 12th, 13th, 14th and 15th sections of the same article, sufficiently indicate the purpose of the people, that railroad corporations shall hereafter be subject to the control of law.

The usefulness of railways, and the extent of their beneficial influence upon the well being and prosperity of the country, are not denied, and indeed considerations of that character are in no sense involved in a discussion of the extent to which it is judicious and proper to subject their management to legal control. Railroads are public highways, and the corporations and individuals that operate them are public carriers, and the property interests of the proprietors of railways

are held by them, subject to the right of the State to adopt and enforce such regulations as will protect the public from arbitrary exactions and unjust discriminations.

But the duty and the power of the State to interfere for the effectual control of railway corporations is disputed. Those who deny the necessity of State interference, insist that all the evils of excessive tariffs and unjust discriminations in rates for transportation will be ultimately corrected by the competition of different lines of railways, in their efforts to control business. Competition is far more expensive than direct methods of legal control. The grossest oppressions that burden the people grow out of the fierce and exhausting railway competition at important points, where their interests come in conflict; and one of the strongest reasons for the interference of the Legislature to control the management of railway lines is, that the burdens of the useless competition of different lines is thrown upon intermediate points, where competition is impossible. Deprive railroad corporations of the power to impose discretionary rates upon their traffic, and the business community would suffer far less from the selfish contests of competing lines, that in their effect unsettle values, to the confusion of business and the disappointment of the most prudent commercial calculations.

The denial that the State has the power, acting through the appropriate department, as determined by its constitution, to control the management of railway corporations and to regulate the rates imposed by them as public common carriers, so as to prevent extortion, oppression, favoritism and unjust discriminations against or in favor of localities and individuals—or to investigate their management and prevent the employment of the vast sums of money under their control for the purpose of corruption—is to assert that a power has grown up in the State greater than the State itself, and makes an issue that the representatives of a free people cannot, without the most palpable disregard of their duty, evade.

“The General Assembly shall, from time to time, pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freights on the different railroads of the State,” and “the General Assembly shall pass laws to correct abuses and prevent unjust discriminations and extortion in the rates of freight and passenger tariffs on the different railroads in this State, and enforce such laws by adequate penalties, to the extent, if necessary for that purpose, of forfeiture of their property and franchises,” are the clear and precise injunctions of the constitution, that at once answer all objections to the existence of the power, enjoin the duty and determine the department of the government by which it is to be discharged.

It is also proper for me to say, in this connection, that in the adoption of the 9th section of the 11th article of the constitution, and the 15th section of the same, the framers of that instrument intended that the General Assembly should go much further in the direction of the efficient control of the management of railway corporations than merely to pass laws establishing reasonable maximum rates of charges for the transportation of freight and passengers, and to correct abuses and prevent unjust discriminations in the rates of freight and passenger

tariffs. It was, no doubt, the purpose of the authors of the constitution, that the Legislature should pass laws that will give to the stockholders in railway corporations more complete control over their property, to prevent the fraudulent transfer of the stock of such corporations, to secure to stockholders and the public the means for a thorough investigation of their management, to prevent wrongful combinations to defraud stockholders and oppress the public, and to prevent the employment of the money of such corporations to influence legislation, or for other corrupt purposes.

But whether railway corporations are considered in the light of mere owners of property, that are entitled to the same favorable consideration that is accorded to all others, or as the managers of highways that penetrate into almost every county of the State, and that from their superior utility will soon supersede all others, or as the almost exclusive carriers of the products of the industry of the whole State, or as legally organized aggregations of vast wealth, that from its form admits of indefinite combinations for the attainment of objects of common interest, or that they constitute the most powerful and active element that now exists under our form of government, every thoughtful man will confess the extreme difficulty of digesting an efficient, and at the same time just, system of laws for their government.

But the difficulties that occur to my mind do not relate to the power of the State to enact and enforce proper laws, but they grow out of the complex nature of the subject. There are conflicting interests to be reconciled and adjusted, and nothing within the sphere of governmental action requires more delicacy of management than what is termed the railway problem. And there is another ground upon which there is some degree of hesitation. There is no concealing the fact that of late years less confidence is felt by many in the powers of the State governments alone to subject railway management to the degree of control that every candid person must admit to be demanded by the interests of the people, and attention has been directed to the government of the United States as being alone equal to the great duty of the hour. In my inaugural address, I thought it proper to say that "one of the most unhappy results of the great contest through which the nation has passed, is the confusion produced in the public mind as to the relative powers of the National and State governments," and my more extended experience has added force to the conviction that one of the worst evils that can exist in a free government is that there should be any serious difference of opinion either as to the extent or the distribution of its important powers.

If, as maintained by some, the government of the United States has the power to create incorporations and authorize them to construct railways in the States, or to govern and control those created by State authority, the existence of the power ought to be no longer disputed, and steps should be taken to amend the constitution of the United States so as to prohibit Congress from creating such corporations by special laws, and from granting the public property or extending the aid of the United States to private individuals or corporations, and, in short, to subject the government of the United States to all the restrictions and limitations for the protection of public and private rights

that are found in the most advanced and perfect constitutions of the States, and also to require of Congress to adopt such effective positive legislation as will subject existing and future railway management to proper control.

To those who assert the power in question for the Congress of the United States, the immediate necessity for thus amending the federal constitution will be apparent, for as the people of the States improve their constitutions, and subject railroad corporations to more efficient and complete control, this powerful interest will defeat all their labors by taking shelter under the authority of federal laws, and the scenes of corruption that have been witnessed elsewhere, and that are now happily impossible in this and some other States, will be reproduced in Washington, aggravated by the fact that franchises conferred by the United States will be far more valuable than can be conferred by any of the States; that there are thousands of millions of public property to tempt the corrupt and the greedy; and that members of Congress, being far removed from the observation of their constituents, will betray the people without fear of popular indignation.

If, however, the opinions of the framers of the constitution, and of the eminent statesmen who have actually guided the policy of the government from its origin, are to be regarded as authority in the determination of the question under consideration, it ought not to be claimed that it is within the power of the federal congress to authorize the construction of railways in the States, or to create incorporations for that purpose, or to regulate or control existing railway corporations in any way whatever, and the General Assembly should earnestly protest against such an assumption of power by Congress, and proceed with a firm and unyielding step to the enactment of such just and constitutional laws for the proper government of railway corporations, as may be necessary for the protection of the rights of the people of the State.

My apology for the extended discussion of this question is, that the people of the State, in the adoption of the amended constitution, have imposed upon the General Assembly duties of the highest importance, and doubts as to the power of the State to control the subject of railways, have had and will have the effect to produce timidity, hesitation, and feebleness in its councils. To maintain the usefulness of the State governments, it must be established that their powers are in no sense subordinate or dependent, but that, under our political system, the grasp of the States upon their own proper functions is as firm and uncontrollable as that of the government of the United States; that each are essential parts of our admirable political system, and their orbits in that system being defined, they are each supreme and alike indestructible.

WAREHOUSES.

The enforcement of the 13th article of the constitution is of but little less importance than the proper regulation of railways, and, indeed, the interests and duties of the managers of public warehouses and of railways are so intimately related, that legislation referring to one would not be complete unless it included the other. Warehousemen

are, like carriers, engaged in a public employment, and are, independent of the constitution, subject to legal control, and the principal effect of the constitutional provision is to remove all doubt as to the actual state of the law upon the points embraced, to render it unchangeable, and to impose upon the General Assembly the duty of passing laws to give it full effect. It will be proper, in my judgment, to provide, for parties injured by the failure of warehousemen and railways to comply with the duties required by the constitution, and such laws as may be enacted, cheap and simple remedies, and also to subject them to indictment. Experience has shown that private individuals are unwilling, and often unable, to encounter the expense of legal contests with these powerful interests, and as their duties are to the public, as well as to individuals, it seems eminently proper that the public should enforce them.

And the magnitude of the task that will be assumed by the State, in attempting to subject railways and warehouses, and the individuals and corporations that own, operate and manage them, to that degree of legal regulation and control that is demanded by the public interests, renders it necessary to create a Board of Commissioners, to whom the duty of enforcing such laws as may be enacted for that purpose may be confided, and the Commissioners should be clothed with all the needful power, when the occasion demands it, to compel submission to the authority of the State.

EMINENT DOMAIN.

The right of the State to take private property for public uses is essential to the full accomplishment of the ends of government. This right has been judiciously regulated by the constitution of the State, and is stripped of features that have heretofore borne the appearance of great injustice. The 13th section of the Bill of Rights extends the protection of the constitution to the prevention of injury to the property of the citizen without compensation, and secures the right of trial by jury in all cases where compensation is to be made for private property taken or injured by others than the State.

In this connection it may be proper to ask the attention of the General Assembly to the propriety of passing a law under which the Governor, or trustees or commissioners who may be appointed to procure lands for the erection of buildings for the public, or materials to be used in the construction of such public buildings, may ascertain the proper compensation to be paid for lands or materials, when required. Such a law would enable the officer or person charged with the duty to defeat combinations adverse to the State, and at the same time do complete justice to the owners of the property required. From such examination as I have been able to give to existing statutes, I am persuaded that with improvements which will bring them into conformity with the constitution, and the addition of provisions for summoning a jury to ascertain the value of property taken, or the extent to which it is injured, when a jury is demanded for that purpose, they will be entirely sufficient for all the purposes for which such laws are needed.

The subject is well worthy of prompt attention, as it is doubtful

if there is now any legal method by which private property can be taken for the use of railway corporations, or for similar purposes.

THE JUDICIARY.

The amended constitution provides for a Supreme Court, to consist of seven Judges; for Circuit Courts with original jurisdiction in all cases in law or equity, and appellate jurisdiction as may be provided by law; county courts for each county; and justices of the peace and a special judicial organization for Cook county.

— The courts created by the constitution are equal to the present wants of the State, and will probably be sufficient for many years to come, but some legislation will be required to promote their usefulness, and equalize the judicial service throughout the State. The duty of equalizing the judicial circuits is entrusted to the first session of the General Assembly that shall assemble under the constitution, and as many of the Judges are now unable to dispose of the business of their circuits, it cannot be too promptly performed.

By the 28th section of the 6th article of the constitution, it is made the duty of the Governor to appoint all the justices of the peace *in the city of Chicago*. Doubts have been suggested as to the proper construction to be given to the language of this section. There are a number of justices of the peace in the city of Chicago, elected under the provisions of the law providing for the election of police magistrates, and also under the general laws of the State, who are *in the city of Chicago*. The doubt is, whether the Governor is to appoint the police justices alone, or whether his authority extends to the appointment of all the justices *in the city*.

It would be judicious for the General Assembly to determine the extent of the appointing power, and to regulate the matter of recommendations by the judges of the courts, and of the appointment by the Governor, by law. I know of no duty entrusted by the constitution to the Governor that demands more careful attention, or that more deeply concerns the welfare of a large class of persons, than the appointment of justices of the peace who are to administer justice in the greatest city of the State. Any law upon this subject ought to provide that the judges shall furnish to the Governor, not only their personal opinion of the fitness of the persons recommended, but such other information in regard to them as he may require; that such recommendation should be furnished by a day named in the law, and that a reasonable time thereafter shall be allowed to the Governor to investigate the character and fitness of the persons recommended. In order to remove all temptation to corruption and oppression, the justices of the peace appointed should receive fixed salaries, to be paid from the proper treasury; and if fees are to be collected from parties, they should be paid into the city or county treasury, as the case may be.

CRIMINAL JUSTICE.

The unrestricted interference of private persons in the administration of criminal justice tends to deprive the laws and institutions of

the State of public confidence and respect. It is now established, by usage, to be the right of individuals and corporations, whose property may have been the subject of criminal injuries, to introduce their private counsel into the management of public prosecutions, and in such cases the officer of the law whose duty is not to convict the party accused, but to enforce the law and vindicate justice, is practically superseded by counsel who represent private purposes, if not personal resentments and passions. Under such circumstances, the solemn inquest organized to determine facts and enforce the law, is degraded, and becomes a struggle between private parties influenced by personal feelings, while considerations of justice and truth are forgotten.

Instances have occurred in the State where men without property and friends have been suspected of crime ; they have been, when about their daily business, tracked and watched by detectives ; they have been arrested and indicted, and confronted with declarations made in unguarded moments ; they have been prosecuted by experienced and able members of the legal profession on private retainers, and their defense assigned by the court to an altogether inexperienced and incompetent attorney, and a conviction has followed with almost inevitable certainty. Cases like these, occurring as they often do, suggest the inquiry whether the right of private counsel to take part in criminal prosecutions should not be made dependent upon the discretion of the court, upon the application of the State's Attorney, and whether such counsel should not be required, before doing so, to take an oath to discharge the duties of public prosecutor without favor or prejudice, with a true and only intent to do justice and enforce the law.

The employment of detectives in aid of the enforcement of the laws, is painfully suggestive of a rapid approach to that condition of social and political helplessness, where the people, without confidence in the laws of the land, or in the agents appointed to execute and enforce them, surround themselves with spies, and eagerly await the coming of a master, who, by his own vigor, will give protection to their persons and property. The recognized existence of a class of persons, self-appointed, who take no oaths and give no bonds to secure their fidelity to the laws, or to indemnify parties they may injure, whose authority to pursue, watch and arrest, seems undefined, and whose jurisdiction is without boundary, is an anomaly in a land of law. If necessary, they should be licensed or commissioned and subjected to control ; if useless and mischievous, as I think they are, they should be repressed.

PARDONS.

The subject of pardons to persons convicted of crime is so intimately related to the general subject of the administration of criminal justice, that though the constitution now in force does not require the Governor to report the names of persons pardoned, etc., as was heretofore his duty, still it is too important to justify silence in respect to it, in a communication like this.

It is within the power of the General Assembly to provide legal regulations as to the manner of applying for pardons, but my expe-

rience does not enable me to suggest anything that I think can be done that will be likely to prevent abuses that are incidental to the exercise of this mere discretionary power. Any person unfamiliar with the exercise of the pardoning power, and with the various methods employed to deceive or impress the executive, will often be induced to grant pardons under improper circumstances. Criminals of one class are able to employ the influence of persons in the highest stations, while those of another will rely upon the powerful intercession of a wife or a mother, or the almost irresistible agency of ill-clad, homeless children, whose wretched condition is an appeal that can hardly be resisted, except in the cases of the worst of men. In cases like these, compassion will sometimes confuse or overcome the judgment, and others present themselves where justice and public policy alike dictate pardons.

To illustrate the operation of these various feelings and motives, I will lay before the General Assembly a list of the names of all persons pardoned by me, from which it will be seen that the number of pardons granted from the 11th day of January, 1869, to the 11th day of January, 1870, is—

| | |
|--------------------------------------|-----|
| From the Penitentiary..... | 108 |
| From the Bridewell, Chicago..... | 1 |
| From the Reform School, Chicago..... | 2 |
| From County Jails..... | 7 |
| <hr/> | |
| Total..... | 118 |

The number of pardons granted from the 11th day of January, 1870, to the 1st day of January, 1871, is—

| | |
|----------------------------------|----|
| From the Penitentiary..... | 60 |
| From the Bridewell, Chicago..... | 1 |
| From County Jails..... | 5 |
| <hr/> | |
| Total..... | 66 |

It is due to candor that I should say that in some instances, I have granted pardons on account of a conviction that the provision made by the law for the defense of the poor and friendless, charged with the commission of crimes, is not equal to the requirements of the civilization of which we boast.

STATE FINANCES.

The reports of the Auditor and Treasurer show that the finances of the State are in a satisfactory condition.

For a third of a century the people of the State have borne the burdens of taxation to meet and provide for the payment of debts that were created under circumstances so delusive as to blind the most far-seeing public men of the period; but they may be congratulated that they are very near the end of the struggle, and that the time is at hand when "the State debt" will be fully paid. The struggle has been a severe one, and we have left us but the lesson that States, like individuals, will consult their interests and safety by obeying the law, 'pay as you go.'

The report of the Auditor shows that the total State debt, outstanding on the 30th day of November, 1870, was \$4,890,937 30. There is in the State Treasury, applicable to the payment of the public debt, \$3,082,104 22; the balance of the State debt, over and above the sum last named, is, therefore, \$1,808,833 08. This comparatively small balance will be provided for without any additional taxation.

The carefully prepared statements of the Auditor and Treasurer furnish complete information as to the finances of the State, and fully warrant my expectation that the State will be soon entirely free from debt. I commend the suggestion of the Treasurer, as to the payment of the remainder of the State debt in coin, to your favorable consideration. It is far better to adopt such a course, than that the money of the State should remain in the treasury unemployed.

I respectfully ask that the proposed bill for a revenue law, prepared by the Auditor, under the advice and to meet the wishes of the Board of Equalization, may receive a careful and candid consideration. It is not claimed to be perfect, but it undoubtedly possesses great merit as the work of practical men of extensive experience.

The report of the Auditor suggests that difficulties have arisen in the practical execution of "An act to fund and provide for paying the railroad debts of counties, townships, cities and towns," and he points to the possibility of a conflict between certain provisions of the act and the existing constitution of the State. The whole law, its principles and details, are, in my judgment, violative of the just theories of taxation and of the constitution of the State, and has been in practice a delusion and a snare to the people. The proper course to be pursued is, to repeal the law at once.

REVENUE.

It has been settled that one of the most difficult legislative achievements is a satisfactory revenue system. Still, there are certain principles of taxation that are generally conceded to be sound, and the constitution of the State contains provisions designed to establish and enforce them.

It is provided in the 11th article of the constitution, that every person and corporation shall pay a tax in proportion to his, her or its property, which is, in substance, but the assertion of the just rule of equality of taxation. The 3d section permits the exemption of property used for certain purposes from taxation, but the exemption must be made by general law. The probable effect of this language is to abrogate all the special exemptions of the property of literary, charitable and other associations and corporations contained in many special laws. The exemption of property from taxation is against common right, and of doubtful policy. It will, however, probably remain a part of the revenue system of the State, but the general law, which is now necessary, ought to be very carefully guarded to prevent the abuse of the privilege of exemption.

The manner in which the sales of land for the non-payment of taxes have been made, has been most vexatious, and a snare to property owners—especially in cities where the demands of the public for taxes and special assessments have been so numerous, and imposed by so

many distinct and independent authorities. It will become necessary to provide, by law, for the return of all unpaid taxes and assessments, of whatever character, to some general officer of the county, having authority to receive State and county taxes, who will conduct all subsequent proceedings.

The most important provisions of the article of the constitution under consideration, and which will excite a great degree of interest and attention, are contained in the 6th section, which deprives the General Assembly of the power to release or discharge any county, city, township, town or district whatever, or the inhabitants thereof or the property therein, from their or its proportionate share of taxes, to be levied for State purposes, and requires that "all taxes levied for State purposes shall be paid into the State treasury." The 10th section also prohibits the General Assembly from imposing taxes upon municipal corporations, or the inhabitants or property thereof, for corporate purposes. The effect of these provisions is to correct serious abuses, and to put an end to a system of exemptions and indirect appropriations that is not only dangerous in principle but mischievous in practice. Large sums of money have been, by this species of indirect appropriation, given away without the knowledge of the taxpayers of the State, and in some instances to objects that had no claim upon public bounty. All laws heretofore in force, that are inconsistent with these provisions, cease to operate, and some legislation will be necessary to provide for certain classes of cases.

To enumerate all the laws made void by the provisions of the constitution, is unnecessary; but it is proper to observe that they defeat all laws exempting the property of any district, or the inhabitants of districts, from taxation; all laws appropriating the taxes of districts to the use of persons or corporations; all laws that impose taxes upon the inhabitants of municipal incorporations for corporate purposes, and also all laws that authorize or require persons appointed by the General Assembly to levy or impose taxes for municipal purposes. The provisions of the constitution suggest the inquiry whether they do not repeal all laws authorizing the Auditor to assess or order the assessment of taxes for the payment of local or corporate debts, and, if that is the true result, whether some legislation is not necessary to provide a remedy for the holders of corporate securities.

EDUCATION.

Your attention is invited to the report of the Superintendent of Public Instruction, which affords full information in regard to the important interests confided to his management. The public schools, under the influence of his administration of the existing laws, and aided as he is by the intelligent men and women throughout the State who are employed in the different literary institutions, and in the noblest and most useful of them all—the public schools themselves—have reached a degree of excellence that will compare favorably with those of any other State in the Union.

The duty of the General Assembly is defined in the clear and precise language of the first section of the eighth article of the constitu-

tion to be to "provide a thorough and efficient system of free schools, whereby all the children of this State may receive a good common school education." The duty is imperative, and extends to all the children of the State, without distinction of race or color, and I cannot better do justice to my conception of the extent and importance of this duty than by adopting the clear and just view presented by the Superintendent of Public Instruction in his report.

Happily, for the future peace and welfare of the country, odious discriminations on account of color have been blotted out of our political system, and the anti-republican prejudices that have heretofore been sufficient to defeat the demands of a portion of the people for equality of political and legal rights, have passed away with the system of slavery, and none now deny the duty of the State to provide for the education of all. The question whether children of different complexions shall be admitted to and instructed in the same schools is one of mere local and temporary interest, and may be safely left to those who vote and pay the taxes. The duty of providing a good common school education for all cannot be evaded, and when the inhabitants of the districts provide schools, alike adapted to meet the wants of all the children, the question of cost, with an improved condition of public sentiment, will finally settle all matters that relate to the selection of the particular rooms they shall respectively occupy. The time is not distant when the prejudices that now give to this subject all its importance, will have passed away; but at present legislation is necessary to protect the rights of the children of the State to the full measure of education contemplated by the constitution. The right is too essential to be left dependent upon the prejudices or caprices of the inhabitants of districts, or of the officers of schools, and suitable remedies ought to be provided by law for those who are improperly denied admission to the public schools, or who, being admitted, are deprived by teachers or others of their full, equal rights.

THE STATE EDUCATIONAL INSTITUTIONS.

The "State Normal University" was created by an act of the General Assembly, approved February 18, 1857, and its objects are declared by the act to be "to qualify teachers for the common schools of this State, by imparting instruction in the art of teaching, in all branches of study which pertain to a common school education, in the elements of the natural sciences, including agricultural chemistry, animal and vegetable physiology, in the fundamental laws of the United States and the State of Illinois, in regard to the rights and duties of citizens, and such other studies as the Board of Education may, from time to time, prescribe."

The "Industrial University," created under the authority of an act of the General Assembly, approved February 28th, 1867, was designed by law "to teach in the most thorough manner such branches of learning as are related to agriculture and the mechanic arts, and military tactics, without excluding other scientific and classical studies."

By a comparison of the statutes that define the objects of these two institutions it will be noticed that they, to some extent, comprehend

the same fields of instruction, and under constructions that may be given to the vague terms employed in the sections of the acts just referred to, may be made, by their respective managers, so much alike as to become rivals.

It is not proper that appropriations should be made from the State treasury that can be used to foster a spirit of rivalry between these institutions, or to enable the one to trench upon the proper field of instruction that has been assigned to the other. I therefore recommend that the acts creating the State Normal University and the Industrial University be carefully amended, so as to define the duties of each, and that appropriations be made to both, carefully guarded, so as to confine expenditures to well-defined legal objects. It must not be supposed from my language that I desire to limit the usefulness of these institutions, or to lower the elevated standard of education conceived by their founders, but I am aware of the possible influence of local and professional jealousies, and of the strong tendency of every public institution to outgrow the objects of its creation—to become extravagant and ambitious—and it is easier to prevent such results now, by judicious legislation, than to remedy them hereafter.

In respect to the appropriations asked for the support of the State Normal University, I beg leave to refer to the estimate made by the Board of Education, and to the report of the Commissioners of the State Board of Public Charities made thereon.

The Industrial University, under its present management, has, since the last session of the General Assembly, gained steadily in public confidence, and will hereafter be of incalculable value in the diffusion of knowledge in the departments of agriculture and the mechanic arts. It is the opinion of many practical men, that the board of management of the institution is much too large, and it has been suggested that one member from each of the seven judicial divisions of the State would make a board of management that would be equal to all the duties required, less expensive, and, probably, quite as efficient as it now is. The estimates of the amount of appropriations asked will be submitted to the General Assembly, and attention is invited to the views of the Commissioners of the State Board of Public Charities, who have given them an attentive examination.

SOUTHERN NORMAL UNIVERSITY.

The report of the Trustees of the Southern Normal University, which is laid before you, will inform you of the progress of the building they are engaged in erecting at Carbondale, and I invite your attention to the suggestions of the Trustees, though I am not able to approve of their proposition to open their school in advance of the completion of the building they have in progress.

The Trustees adopted a plan for the University building, far more expensive than was necessary; and the contract of James M. Campbell, to construct the same for the amount of the property donated, and for sixty-five thousand dollars of the appropriation, was entered into by him with a perfect knowledge that the Trustees had no bonds of Jackson county, and that there was no law that would authorize

the authorities of Jackson county to issue such bonds. I regret that I am unable to meet the wishes of the Trustees in recommending legislation for the relief of Mr Campbell. He made his contract to complete the building, after he was informed that the pretended bonds of Jackson county had no legal existence, and with the distinct understanding, inserted in the contract, that the Trustees refused to assume or undertake anything on account of any such supposed bonds. As the whole matter will require, and will no doubt undergo, an investigation by the General Assembly, I will hold the voluminous papers relating thereto in my possession until required for that purpose. After the true relations of Mr. Campbell with the State, under his contract, are understood, it will be for the General Assembly to determine what, if any, claims he may have upon the State for consideration. It affords me pleasure to bear testimony to the fact that he is heartily anxious to do his duty to the State under his contract.

THE STATE CHARITABLE INSTITUTIONS.

The institutions organized by the State for the care and education of the Insane, the Blind, the Deaf Dumb, and the Feeble Minded, all located at Jacksonville, are called to your attention with the most perfect confidence that no words of mine can add to the eagerness that is felt everywhere that the wants of these homes of the unfortunate shall be abundantly supplied.

The insane—those who are deprived of the light of understanding—are, of all others, the most unhappy; and I urge upon the General Assembly that the people of the State will insist that everything shall be done to mitigate and relieve, if possible, their sad condition. The trustees of this institution, were selected by me with the utmost care, and I have the highest confidence in their integrity and sound judgment, and I feel no hesitation in approving their estimate of the amount of money that will be required to maintain the institution. The commissioners of the State Board of Public Charities make some excellent suggestions, in their report, upon the estimates made for the support of this institution, that are well worthy of consideration.

THE INSTITUTION FOR THE EDUCATION OF THE BLIND.

Soon after the adjournment of the last session of the General Assembly the building that belonged to this institution was, unfortunately, destroyed by fire. With the proceeds of the insurance that the trustees had effected, and by other means that are explained in the report, the trustees have erected a neat and substantial building upon the site of that destroyed, and are prosecuting the work that has been committed to them by the State. The management of the trustees, in view of their loss, has been extremely judicious, and they deserve the thanks of the representatives of the people for their fidelity to their sacred trust. They ask an appropriation of \$20,000 per annum, for the current expenses of the institution, and I recommend its allowance.

THE INSTITUTION FOR THE EDUCATION OF THE DEAF AND DUMB.

The report of the trustees of this institution shows that it is in a satisfactory condition, and I feel justified in expressing the belief that it is managed judiciously and economically. The trustees ask appropriations, as follows:

| | |
|---------------------------------------|----------|
| For current expenses, per annum | \$56,250 |
| “ repairs..... | 2,000 |
| “ insurance | 500 |
| “ library, per annum..... | 500 |
| “ relaying floor..... | 2,000 |

The estimate for the sum of two thousand dollars, for relaying floor, is no doubt necessary; the others are usual and proper, and I recommend their allowance.

It affords me pleasure to express my satisfaction with the conduct of the Trustees and Superintendent of this institution, and bespeak for them the confidence of the General Assembly.

INSTITUTION FOR FEEBLE-MINDED CHILDREN.

This institution, established by the act of the General Assembly, approved February 15th, 1865, is no longer an experiment; its usefulness is demonstrated, and it must hereafter rank as one of the most interesting of the charitable institutions of the State. The labors of the Commissioners of the Board of Public Charities have developed the unexpected and startling fact, that there are in the State of Illinois nearly two thousand idiotic persons, and that though many of them are incapable of instruction or improvement, a large proportion may be, by the employment of means adapted to their intellectual condition, made equal to the performance of many of the simpler duties of life. Such a degree of culture and advancement is relatively of the greatest consequence, both to the unfortunates themselves and to those who are responsible for their care.

As the proper conclusion to what I have already said, I feel it to be my duty to urge upon the General Assembly to make special provisions for an institution for the education of feeble-minded children which will be sufficient for a much larger number than are now under training. To do this, it will be necessary to make an appropriation for the purchase of suitable grounds, and the erection of such buildings as may be required for the purpose. And in this connection, I deem it proper to inform the General Assembly that I cannot recommend the location of the institution proposed at Jacksonville, nor that any further expenditures be made at that point, either for the erection of new buildings, or for extensive repairs upon those that are now in use. The scarcity of water at Jacksonville is so serious as to be the subject of constant complaint, and there is no reasonable prospect of an adequate supply. If the existing institutions are to be hereafter maintained, or if new buildings are to be erected at Jacksonville, an appropriation ought to be made to secure an ample supply of water. It is not just that the State should expect that the inhabitants of the

city should incur the large expense necessary to meet the wants of the institutions of the State.

THE SOLDIERS' ORPHANS' HOME.

The report of the 'Trustees of the Soldiers' Orphans' Home shows that this institution, established and maintained by the State for the destitute orphans of soldiers, is doing its good work well. I commend the report to the attention of the General Assembly, with the confident belief that appropriations will be made that will be adequate to all the real wants of the institution.

OTHER INSTITUTIONS.

The "Soldiers' Collego," at Fulton, Whiteside county, which has rendered valuable service in the gratuitous education of honorably discharged soldiers, and the "Chicago Eye and Ear Infirmary," which has afforded relief to many unfortunate persons from all parts of the State, have both been aided by appropriations from the treasury of the State. Whatever may be my anxiety to continue to assist these eminently useful institutions, I am compelled to the conclusion that the 20th section of the 4th article of the constitution prohibits further appropriations from the State treasury for their benefit.

The reports of the Trustees of the Asylum for the Insane, in process of erection at Anna, Union county, and the Northern Illinois Hospital and Asylum for the Insane, at Elgin, show the progress of the trustees in the construction of their buildings. Lands have been acquired for the use of these hospitals, and one wing of the building at Elgin will be completed within this year. The Trustees of the Asylum at Anna have not progressed as rapidly. I respectfully suggest that the number of the trustees of the southern institution be reduced to three. The General Assembly, in view of the necessities of the State for additional provision for the insane, will, no doubt, make liberal appropriations for the completion of these buildings, and for furnishing and maintaining them after they are completed.

THE BOARD OF COMMISSIONERS OF PUBLIC CHARITIES.

It is a fit conclusion to my recommendations that relate to the State institutions to allude to "The Board of Commissioners of Public Charities," created by an act of the General Assembly, approved April 9th, 1869. The State institutions had increased so rapidly in number and importance, and the amounts required from the treasury for their support had become so large, and required such a degree of attention, that the creation of a board of visitation and inspection, with ample powers, became a necessity. To meet this necessity the act referred to was passed, and other powers were given to the Board of the most important character. I submit the reports prepared under the direction of the Board for the information of the General Assembly.

The general report is filled with information collected with care from reliable sources in relation to the general subjects of crime, pau-

perism, insanity, and others of like character, and also presents the results of the examinations made by the Board of the institutions receiving State aid, and of the inspections made by the members personally of the jails, poor houses, etc., in the different counties, and also statistics of the most valuable character. The earnest, patient and unselfish labors of the commissioners deserve the warmest thanks.

The second report contains the results of the examination made by the commissioners of the estimates of the trustees and managers of the State institutions. At my request the commissioners undertook to investigate the whole subject of appropriations to the State institutions, and I ask especial attention to the report that presents their conclusions.

THE PENITENTIARY.

I have the honor to submit to the General Assembly the report of the Penitentiary Commissioners, for the year ending December 1, 1870, and will also furnish all the sub-reports submitted to me with their report, for the year ending December 1, 1869, the report for that year being mislaid.

The management of the penitentiary concerns every interest in the State, for whether it is considered as an agency for the reformation, or for the detention and punishment, of criminals, or as a large and burdensome public establishment, it must attract the attention of the people and claim the thoughtful consideration of the General Assembly. Two leading systems for the management of the penitentiary have their advocates, and divide public opinion—the “lease system,” which was followed in the earlier history of the State, and that of the “State control,” which was first adopted in the State, under the authority of the act of June 28th, 1867. The final results of the lease system, and the situation of the penitentiary when it closed, were forcibly described by my predecessor in his last message to the General Assembly. He says, “the State, for the first time, occupied its own penitentiary on the first day of July, 1867. Up to that time \$1,075,000 had been expended in its erection. The commissioners found, on their arrival there to take charge of it for and in the name of the State, the walls, wings containing nine hundred cells, warden’s house, some shops and other property inside, amounting to \$54,525 53. A thousand and fifty-eight convicts were to be promptly provided for, fed, clothed and put to work.”

The commissioners appointed by the Governor under the authority of the act of June 28th, 1867, made their first report on the first day of December, 1868, from which it appears that the number of convicts then confined in the penitentiary was 1162, and that the entire expense of its management from the first day of July, 1867, to the first day of December, 1868, was \$463,569 60; that the property of the State then in their possession, including the amount of \$52,977 39, outstanding accounts, was of the value of \$479,175 17, and that the current debts of the institution amounted to the sum of \$80,070 89. In June, 1869, I visited the penitentiary, and met the commissioners and warden, and learned that it was believed by them that the debts of the insti-

tution were under estimated in the report of December 1, 1868, or that they had rapidly increased between the date of that report and the first day of May, 1869, when Mr. George W. Perkins, then warden, assumed the management of the institution. In July, 1869, I again visited the penitentiary, accompanied by Hon. O. H. Miner, late auditor, and Samuel T. Major, Esq., of Carlinville, an experienced accountant, and after receiving the report of the result of a partial examination of the books and papers of the institution, made by them, I formed the opinion that the property included in the inventory of December 1, 1868, had depreciated in value, that the amount of the debts due on that day was greatly under-stated, and from my own observation I concluded that the commissioners differed so widely upon important points in the management of the institution, that its administration was deficient in that degree of unity and energy that was essential to success.

It is due, however, to the commissioners, that it should be stated that their differences were those of honest men, zealous for the success of their management, and the evil was incurable, because they were responsible to no authority to which they could directly appeal. This disagreement between the commissioners produced an injurious effect upon the discipline of the penitentiary. It diminished the sense of responsibility in the employees, and affected the productiveness of the labor of the convicts, and will, I think, account to a great extent for the failure of the present management to achieve success. I did not investigate the grounds of the difference between the commissioners, being without authority to adjust them. I deemed it judicious to leave the responsibility with those to whom it was confided by law.

Upon an examination of the report of the commissioners it will be seen that the whole number of convicts in the penitentiary on the first day of December, 1870, was 1339, an increase in two years of 177, and it may be expected that the number will, within the next six months, be increased to upwards of fourteen hundred. The reports of the commissioners of the penitentiary, and of the warden and other officers, will afford all the information needed as to its financial condition; and as the whole subject will undergo the strictest investigation by the General Assembly, they are transmitted herewith for that purpose. Certain facts, however, in respect to the penitentiary, cannot be overlooked by the General Assembly, and legislation must be adopted to meet them.

The General Assembly, at its last session, appropriated for the purpose of maintaining and carrying on the penitentiary, defraying the expenses of feeding, clothing, etc., \$300,000, and on the 28th day of July, 1870, Messrs. Reid and Washburn, commissioners, addressed me a communication, in which they informed me that the appropriation of 1869 was nearly exhausted—only \$10,000 remaining in the treasury—and that it would require the sum of \$60,000, in addition, in order to properly maintain the institution until another regular session of the Legislature. This communication presented to me the alternatives of attempting to convene the General Assembly, the members of which were elected in 1868, permitting the necessary wants of the penitentiary to remain unsupplied and risking the consequences,

or of raising an amount of money that would meet the actual wants of the prison and continue it in operation until the regular session of the General Assembly. I chose the latter course, deeming it preferable to incurring the expense of a session of the General Assembly, or to fail to make proper provision for the necessary expenses of the institution. I, therefore, on the second day of August, 1870, deposited to my own credit with the bank of J. Bunn, Springfield, Ill., the sum of \$39,023 78—the proceeds of a draft drawn in my favor by the Treasurer of the United States in part payment of the claims of the State—subject to the order of the Penitentiary Commissioners, their drafts to be submitted to me for my approval. They have drawn, of this sum, thirty-nine thousand dollars, as appears by the report of their treasurer, which, added to the sum appropriated, makes \$339,000. With respect to the application of the money of the State, received from the United States, to the maintenance of the penitentiary, it must be said that it was done without authority of law, and whether the act deserves the approval or reprehension of the General Assembly, depends upon its judgment of the force of the reasons that influenced my action.

The appropriation of the public money without authority of law is, of itself, of such consequence, and is so dangerous as a precedent, that I have thought it proper to submit the matter to the General Assembly, and if the exigency justified the act, I should be indemnified by a law to be passed for that purpose. If the act was, in the judgment of the representatives of the people, under all the circumstances, without sufficient justification, it is proper that it be condemned and repudiated. I present this view of the subject to the General Assembly, for the reason that the people have adopted a constitution which every department of the government is bound to enforce, and none of its provisions are more salutary than that which prohibits the application of the public money without authority of law; yet exigencies may arise when executive officers are required to take responsibilities and trust to the approval of that department in which the law-making power resides, and if that approval is withheld, the officer must accept the responsibilities of his acts, which, in a case free from criminal intent, would be to restore the money illegally employed to the treasury of the State.

The natural question will present itself to the General Assembly, what is the present condition of the penitentiary, and what policy shall be adopted to secure its future usefulness? The institution contains 1339 convicts. The Commissioners report property on hand valued at \$506,356 69; debts due the institution \$155,289 59; and admit an indebtedness of \$332,832 18, which must be paid, as the honor and the interests of the State alike demand it; and if the present system of State control is to be continued, there ought to be an appropriation of at least \$150,000 in addition, to remain in the treasury to meet the possible contingencies of two years' management. The lease system, which will be urged, will not, if adopted, relieve the State of the payment of the debts of the institution, and will also involve the sacrifice of a large portion of the property of the State now in use or held at the penitentiary. It also rejects considerations of humanity and all

reasonable hope of the reform of the convicts, and overlooks the fact that experience has shown that lessees will find methods, whatever may be the changes and embarrassments of business, to secure profit to themselves and throw their losses upon the State.

There is no doubt that the penitentiary may, under the system of State control, be made self-sustaining—that is, be made to pay the expense of feeding, clothing and guarding the prisoners; the salaries of the officers created by law, should be settled at the treasury, as are the salaries of all the other officers of the government, and the expenses of returning discharged convicts to their homes, and of citizens' clothing furnished discharged convicts, that are not properly chargeable to the penitentiary, should be otherwise provided for. To give success to the management, it is necessary, in my judgment—

1. To make some single officer of the State responsible for its management, and confer upon him all needful powers of control. The responsibility of Commissioners elected for six years, is too remote, and when differences arise between them, they have no common superior ;

2. To disconnect the prison management from partisan politics, that the responsible officers may appeal to the confidence and demand the support of all the people of the State ;

3. To authorize the payment of such salaries to the warden, deputy warden, and necessary clerks, as will secure the services of the most capable men.

The Commissioners cannot be expected to devote their whole time to the management of the business affairs of the penitentiary ; these must be entrusted to the warden. Commissioners are necessary to overlook the discipline of the prison ; to inspect and regulate all the details of its management *as a prison*, as auditors of the accounts of the officers and employes ; but as a financial business establishment it can be managed well only by a business man of the largest capacity and experience, who is responsible ultimately to an officer who will accept nothing short of success.

It must not be concluded, from what I have said, that the management of the penitentiary deserves the severe criticisms to which it has been from the very outset subjected. The penitentiary was suddenly thrown upon the care of the State by the able business men who were the lessees of the institution, for no other reason than that they could not longer carry it on without severe loss to themselves, even when the salaries of Commissioners, money paid and clothing furnished discharged convicts, and the value of all permanent improvements, were reimbursed them from the treasury. It ought to be remembered that the Commissioners, when they assumed its management, were without experience, and, like almost every other person in the State, underestimated the magnitude of its business interests ; that the reputation of work done in the penitentiary, with some exceptions, was so low that it was difficult to dispose of it freely without a large sacrifice ; that like every other extensive business interest, that of the penitentiary has felt the steady and constant depression of values of all kinds, that has often compelled the sale of manufactured products at less than the cost of the raw material of which they were made ; and that

the financial management has been fiercely assailed, to the great injury of its credit, and subjecting it often to serious embarrassment. I am satisfied that investigation will show, notwithstanding the errors that I have so freely commented upon, that the management for months past has steadily improved; that the discipline now deserves the highest praise; and that the integrity of the Commissioners and warden is above all reasonable suspicion.

THE REFORM SCHOOL.

By an act of the General Assembly, approved March 5th, 1867, provision was made for an institution to be known as the "State Reform School," under the management of five trustees, to be appointed by the Governor. The trustees appointed entered upon the discharge of their duties, and afterwards selected an appropriate site for their contemplated building near Pontiac, in the county of Livingston, and have proceeded to make arrangements for the reception of the classes of persons for whose detention and reformation the institution was designed.

The necessity for a prison for juvenile offenders is severely felt, and great hopes have been entertained that the institution at Pontiac would not only be a proper place for the confinement of many young persons who are now detained in the State Penitentiary, but also for many who are, under existing laws, confined in the jails; and it was also claimed by many that it might be made a reform school, like institutions of that name in Ohio and others of the States. I have never had the greatest confidence in the scheme of uniting a mere reformatory with a prison for juvenile criminals, and am now of opinion that if that has been at any time contemplated by the trustees of the Reform School at Pontiac, it will necessarily be abandoned at no distant day. The report of the trustees will be laid before the General Assembly, and attention is respectfully asked to their recommendations.

THE NEW STATE HOUSE.

The report of the Commissioners of the new State House shows that satisfactory progress is being made in the work. The detailed statement of all the transactions of the Board, presented with the report, shows that they have discharged their duty with fidelity.

Suggesting the necessities growing out of the difficulty of providing for the comfortable accommodation of the largely increased number of members of the General Assembly under the new constitution, the commissioners recommend that the sum of \$800,000 be appropriated for the years 1871 and 1872, and with that sum they believe that the new State House can be made ready for the use of the Twenty-eighth General Assembly. Before the present session expires, the General Assembly will be satisfied of the necessity of an early completion of the new State House, but it will also discover that the appropriations demanded will swell to an amount that will severely tax the patience of the people. The only means for raising money permitted by the constitution, is taxation, and appropriations for the new State House, whatever may be the necessities for its early use,

ought to be kept within limits that will not be too burdensome to the tax payers of the State.

CANALS.

The Report of the Canal Commissioners, charged with the Improvement of the Illinois River, is submitted to the General Assembly. The Commissioners have prosecuted their work with commendable energy, and their report, with the accompanying explanations, will show the progress they have made. The Commissioners have clearly comprehended the spirit and object of the law under which they were appointed, and have judiciously and economically applied the appropriations under their control. The subject of the further improvement of the Illinois river will be presented to the General Assembly, and deserves the most attentive examination. The information contained in the report concerning the "Wabash River Improvement," is especially gratifying.

The Report of the Trustees of the Illinois and Michigan Canal will also be laid before you, and will afford clear information of the affairs of the canal. It is probable, that upon a careful examination of the act of February 16th, 1865, and of the information that will be furnished of the amount and character of work done under the authority of the city of Chicago, some further legislation will be necessary to protect the interests of the State.

ADJUTANT GENERAL.

The Adjutant General's report presents a statement of the condition of his office, and is submitted for the consideration of the General Assembly.

CONCLUSION.

In concluding a communication that is already extended to more than the usual length, and that yet only refers to a portion of the matters that will demand the attention of the General Assembly, I think it proper to say that the resentments and passions produced by the great events of the past decade having almost subsided, and the minds of the people being again turned to the peaceful and quiet duties of citizens of a free State, it may be hoped that their representatives will cordially unite in every measure for the correction of abuses, and for the establishment of the principles of economy and responsibility in every department of the Government.

But ten years have passed away since the commencement of the struggle that has cost so much, and that has produced such marvelous changes in our national life, and though the main results of the contest are such as must gratify every patriot, yet it must be confessed that while the attention of the people was engrossed in the contemplation of the momentous scenes that were being enacted in their presence, many abuses crept into the civil administration. The country, familiarized with the quick and decisive rule of armies, has become somewhat impatient of the slower and less energetic methods that characterize the reign of law, and the people, immersed in the pursuits

that promise wealth, have lost something of that passionate love of liberty, and that jealousy of power, which was once the characteristic of our countrymen.

The present General Assembly has convened at a time when all political reforms are still possible. It may remedy all wrongs within the reach of legislation; it may win back public confidence in the efficiency of wise and wholesome laws; it may contribute to revive the affection and respect of the people for the government of the States; it may check the usurpations of organized wealth; it may, by its influence as the representative electoral body of one—and not the least important—of the States of the Union, influence the Federal Government to confine its action to the strict limits of the Constitution, to establish and enforce economy and uproot corruption in all the departments of its administration, to respect the rights of the citizens, and to refuse to submit to the demands of the greedy hordes who clamor to be enriched from the property and the labor of the people.

In all the patriotic efforts of the General Assembly to advance the welfare of the State, I will be happy to co-operate, only anxious to share with them the approval of our common constituency.

JOHN M. PALMER.

PROCLAMATION.

JOHN M. PALMER, *Governor*,

To all whom it may concern—Greeting :

WHEREAS, by the provisions of section 13, of the schedule of the constitution of the State of Illinois, adopted July 2d, 1870, and in force August 8th, 1870, the Governor and the Secretary of State are required to fix the apportionment of the State for members of the first House of Representatives under said constitution—said apportionment to be based upon the federal census of the year of our Lord 1870, of the State of Illinois, if received before the time fixed by said 13th section of the schedule of said constitution—

Now, therefore, I, John M. Palmer, Governor of the State of Illinois, do hereby proclaim that, pursuant to the provisions of section 13, of the schedule of the constitution aforesaid, and in conformity with the provisions of sections 7 and 8 of article 4, of said constitution, the Governor and Secretary of State did, on the 23d day of September, A. D. 1870, fix the apportionment of the State for members of the first House of Representatives under the constitution, and based the same upon the federal census of the year of our Lord 1870, of said State of Illinois (full returns of said census having been received and filed in the office of the Secretary of State); and said apportionment has been made in accordance with the rules and principles announced in the article on the legislative department of said constitution, and is as follows, to-wit:

First District—Alexander county, entitled to one representative.

Second District—Pulaski and Massac counties, entitled to one representative.

Third District—Pope county, entitled to one representative.

Fourth District—Johnson county, entitled to one representative.

Fifth District—Union county, entitled to one representative.

Sixth District—Jackson county, entitled to one representative.

Seventh District—Williamson county, entitled to one representative.

Eighth District—Saline county, entitled to one representative.

Ninth District—Gallatin and Hardin counties, entitled to one representative.

Tenth District—White county, entitled to one representative.

Eleventh District—Hamilton county, entitled to one representative.

Twelfth District—Franklin county, entitled to one representative.

Thirteenth District—Perry county, entitled to one representative.

Fourteenth District—Randolph county, entitled to two representatives.

Fifteenth District—Monroe county, entitled to one representative.

Sixteenth District—St. Clair county, entitled to three representatives.

Seventeenth District—Washington county, entitled to one representative.

Eighteenth District—Jefferson county, entitled to one representative.

Nineteenth District—Wayne county, entitled to one representative.

Twentieth District—Edwards and Wabash counties, entitled to one representative.

Twenty-first District—Lawrence county, entitled to one representative.

Twenty-second District—Richland county, entitled to one representative.

Twenty-third District—Clay county, entitled to one representative.

Twenty-fourth District—Marion county, entitled to two representatives.

Twenty-fifth District—Clinton county, entitled to one representative.

Twenty-sixth District—Madison county, entitled to three representatives.

Twenty-seventh District—Bond county, entitled to one representative.

Twenty-eighth District—Fayette county, entitled to one representative.

Twenty-ninth District—Effingham county, entitled to one representative.

Thirtieth District—Jasper county, entitled to one representative.

Thirty-first District—Crawford county, entitled to one representative.

Thirty-second District—Clark county, entitled to one representative.

Thirty-third District—Cumberland county, entitled to one representative.

Thirty-fourth District—Shelby county, entitled to two representatives.

Thirty-fifth District—Christian county, entitled to two representatives.

Thirty-sixth District—Montgomery county, entitled to two representatives.

Thirty-seventh District—Macoupin county, entitled to two representatives.

Thirty-eighth District—Jersey and Calhoun counties, entitled to two representatives.

Thirty-ninth District—Greene county, entitled to one representative.

Fortieth District—Pike county, entitled to two representatives.

Forty-first District—Scott county, entitled to one representative.

Forty-second District—Morgan county, entitled to two representatives.

Forty-third District—Sangamon county, entitled to three representatives.

Forty-fourth District—Macon county, entitled to two representatives.

Forty-fifth District—Moultrie county, entitled to one representative.

Forty-sixth District—Coles county, entitled to two representatives.

Forty-seventh District—Edgar county, entitled to two representatives.

Forty-eighth District—Douglas county, entitled to one representative.

Forty-ninth District—Vermilion county, entitled to two representatives.

Fiftieth District—Champaign county, entitled to two representatives.

Fifty-first District—Piatt county, entitled to one representative.

Fifty-second District—DeWitt county, entitled to one representative.

Fifty-third District—Logan county, entitled to two representatives.

Fifty-fourth District—Menard and Cass counties, entitled to two representatives.

Fifty-fifth District—Brown county, entitled to one representative.

Fifty-sixth District—Schuyler county, entitled to one representative.

Fifty-seventh District—Adams county, entitled to four representatives.

Fifty-eighth District—Hancock county, entitled to two representatives.

Fifty-ninth District—McDonough county, entitled to two representatives.

Sixtieth District—Fulton county, entitled to three representatives.

Sixty-first District—Mason county, entitled to one representative.

Sixty-second District—Tazewell county, entitled to two representatives.

Sixty-third District—McLean county, entitled to four representatives.

Sixty-fourth District—Iroquois county, entitled to two representatives.

Sixty-fifth District—Livingston county, entitled to two representatives.

Sixty-sixth District—Woodford county, entitled to one representative.

Sixty-seventh District—Peoria county, entitled to three representatives.

Sixty-eighth District—Knox county, entitled to three representatives.

Sixty-ninth District—Warren county, entitled to two representatives.

Seventieth District—Henderson county, entitled to one representative.

Seventy-first District—Mercer county, entitled to one representative.

Seventy-second District—Rock Island county, entitled to two representatives.

Seventy-third District—Henry county, entitled to two representatives.

Seventy-fourth District—Stark county, entitled to one representative.

Seventy-fifth District—Marshall and Putnam counties, entitled to two representatives.

Seventy-sixth District—Bureau county, entitled to two representatives.

Seventy-seventh District—LaSalle county, entitled to four representatives.

Seventy-eighth District—Grundy county, entitled to one representative.

Seventy-ninth District—Kankakee and Ford counties, entitled to two representatives.

Eightieth District—Will county, entitled to three representatives.

Eighty-first District—Kendall county, entitled to one representative.

Eighty-second District—Du Page county, entitled to one representative.

Eighty-third District—Kane county, entitled to three representatives.

Eighty-fourth District—DeKalb county, entitled to two representatives.

Eighty-fifth District—Lee county, entitled to two representatives.

Eighty-sixth District—Ogle county, entitled to two representatives.

Eighty-seventh District—Whiteside county, entitled to two representatives.

Eighty-eighth District—Carroll county, entitled to one representative.

Eighty-ninth District—Jo Daviess county, entitled to two representatives.

Ninetieth District—Stephenson county, entitled to two representatives.

Ninety-first District—Winnebago county, entitled to two representatives.

Ninety-second District—Boone county, entitled to one representative.

Ninety-third District—McHenry county, entitled to two representatives.

Ninety-fourth District—Lake county, entitled to two representatives.

Ninety-fifth District—Embracing the territory contained in the present 59th Representative District, as defined by law, in Cook county, entitled to five representatives.

Ninety-sixth District—Embracing the territory contained in the present 60th Representative District, as defined by law, in Cook county, entitled to five representatives.

Ninety-seventh District—Embracing the territory contained in the present 61st Representative District, as defined by law, in Cook county, entitled to five representatives.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of State to be affixed. Done
[SEAL.] at the city of Springfield, this 24th day of September,
A. D. 1870.

JOHN M. PALMER.

By the Governor :

EDWARD RUMMEL, *Secretary of State*.

SUPPLEMENTARY PROCLAMATION.

WHEREAS, on the 23d day of September, A. D. 1870, the Governor and Secretary of State, pursuant to the provisions of section 13, of the schedule of the constitution of the State of Illinois, did fix the apportionment of the State for members of the first House of Representatives under said constitution, and based said apportionment upon the federal census of 1870; and whereas, on the 24th day of September, 1870, the Governor did issue his proclamation announcing the apportionment thus made; and whereas, upon a revision of said apportionment by the Governor and Secretary of State, with the aid and advice of the Attorney General, they have decided that the true intent and meaning of the several sections of said constitution and schedule gives to the different districts in Cook county representation according to the population in said districts, in accordance with the rules and principles applied to other counties :

Now, therefore, I, John M. Palmer, Governor of the State of Illinois, do hereby proclaim that so much of my said proclamation of date Sept. 24th, 1870, as relates to the apportionment of Cook county, is amended as follows, to-wit :

Ninety-fifth District—Embracing the territory contained in the present fifty-ninth representative district, as defined by law, in Cook county, entitled to ten representatives.

Ninety-sixth District—Embracing the territory contained in the present sixtieth representative district, as defined by law, in Cook county, entitled to six representatives.

Ninety-seventh District—Embracing the territory contained in the present sixty-first representative district, as defined by law, in Cook county, entitled to six representatives.

[SEAL.] In testimony whereof, I have hereunto set my hand and caused the great seal of State to be affixed. Done at the city of Springfield, this 27th day of September, A. D. 1870.

JOHN M. PALMER.

By the Governor :

EDWARD RUMMEL, *Secretary of State*.

OPINION OF THE ATTORNEY GENERAL.

OFFICE OF ATTORNEY GENERAL,
SPRINGFIELD, ILL., *September 27, 1870.*

GOV. JOHN M. PALMER AND HON. EDWARD RUMMEL :

SIRS : I have the honor to acknowledge the receipt of your communication of date September 26, 1870, in which you inform me that on the 23d day of September, 1870, in obedience to the requirements of the 13th and 14th sections of the schedule of the constitution adopted by the people of the State of Illinois, on the 2d day of July, 1870, you proceeded to ascertain and fix the apportionment of the State for members of the first House of Representatives under the Constitution, and that in the performance of the duty aforesaid, you ascertained the whole population of the State under the federal census of 1870, to be two millions five hundred and twenty-nine thousand four hundred and ten (2,529,410), and the population of the county of Cook to be three hundred and fifty thousand two hundred and thirty-nine (350,239), and that the ratio of representation in the House of Representatives as ascertained in the manner prescribed by the constitution, is sixteen thousand five hundred and thirty-two (16,532), and that in view of the provisions of the 7th section of the legislative article of the constitution that "counties having more than two hundred thousand inhabitants may be divided into districts, each entitled to not less than three nor more than five members ;" and of the further provision contained in the 14th section of the schedule, that the county of Cook shall constitute three districts, each embracing the territory contained in the existing representative districts, you assigned to each of said districts five representatives only, holding that according to the rules and principles announced in the article on the legislative department of the constitution, no district in counties having a population of more than two hundred thousand inhabitants, could be assigned more than five representatives, and request my official opinion upon the points involved in your action.

Aware, as I am, of the necessity of a prompt determination of the very delicate questions there presented for my consideration, I have employed in their examination all the time allowed me, and have listened with great satisfaction to the views presented to me by the Hon. J. Medill and Hon. Charles Hitchcock; and though I have heretofore, in common with others, given to the provisions of the constitution quoted by you the interpretation you have adopted, I am now, from considerations that will hereafter be presented, of opinion that it was the intention of the Convention that the Governor and Secretary of State should apportion to the several districts of Cook county the number of representatives to which each of such districts should be entitled according to their population under the rules and principles applicable to other counties and districts of the State. I very cheerfully admit that this view cannot be supported by the language of the various provisions of the constitution quoted by you, alone, but must find its support in considerations that arise upon a view of the whole text of the instrument and the application of the language to the subject to which it relates. It is quite clear that it was the purpose of the Convention to establish an equal though somewhat artificial system of representation, which should be applicable to every county and district of the State, and that when this intention is ascertained from the general provisions of the constitution, a special provision applicable to a single county should not be allowed to defeat this general purpose, unless the language of such special provision is so clear and positive as to leave no possible room for a construction that would bring it in harmony with the general provisions of the constitution. It is also admitted that the construction given by the Governor and Secretary of State to the special provisions of the schedule of the constitution that relate to Cook county is a reasonable and natural one when the language of such special provisions is alone considered, or indeed when that language is examined in connection with the provisions of the 7th section of the legislative article that relates to the representation of counties having a population of more than two hundred thousand inhabitants only, but when the equal representation of all parts of the State was the purpose of the Convention, and no purpose is apparent in any part of the constitution to impose any other rule upon any part of the State, it seems consistent with the true rules of construction to modify the force of the probably inadvertent language employed in the provisions of the schedule now under consideration, and thus bring it in harmony with the general theory of equal representation provided by the constitution.

I do not insist that the unfortunate consequence that would result from the application of the construction already given to these clauses of the constitution would justify the Governor and Secretary in disregarding duties imposed by plain and unambiguous language, but only to assert that while their construction is consistent with the language employed, still the construction that I suggest is admissable, and does no violence to such language, and at the same time harmonizes the provisional apportionment now to be made with the general scheme of representation established by the constitution.

Very respectfully,

W. BUSHNELL,
Attorney General, Illinois.

The message of the Governor was then read to the House.

Mr. Turner submitted the following :

Resolved, That no persons other than members and officers of this House, the members and officers of the Senate, the Governor, and other State officers and their secretaries, the members of the supreme court, and ex-members of the House and Senate of this State, the ex-members of the last Constitutional Convention, the reporters of this House and of the public press, shall be entitled to remain on the floor of this House during the sessions thereof, without special permission.

Resolved, That the Speaker of this House shall appoint three policemen to see that order is preserved in the lobbies and galleries of this House during its session.

Mr. Miller of St. Clair called for a separate vote upon the resolutions.

The question being upon the adoption of the first resolution, it was agreed to.

Mr. Sheldon of Champaign moved to amend the second resolution by striking out the word three and inserting two.

Mr. Campbell moved to amend the amendment by authorizing the Speaker to appoint as many policemen as he may deem necessary ; which motion was disagreed to.

Mr. Haines moved to amend the amendment by authorizing the Speaker to appoint policemen, not exceeding five in number ; which motion was disagreed to.

The question recurring upon the motion of Mr. Sheldon of Champaign, it was not agreed to.

The resolution, as submitted by Mr. Turner, was then adopted.

On motion of Mr. Short,

It was

Resolved, That the Doorkeeper be directed to procure matting, in pursuance of the resolution adopted this morning, and place the same upon the floor of the gallery, stairways and hall, immediately after the adjournment of the House this afternoon.

At 4 o'clock P. M.,

On motion of Mr. Jones of Marshall,

The House adjourned.

SATURDAY, JANUARY 7, 1871.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was read.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am instructed to inform the House of Representatives that the Senate has concurred with them in the passage of the following resolution, to-wit :

Resolved by the House, the Senate concurring therein, That the two Houses meet in joint session in the Hall of Representatives, on Saturday, the 7th day of January, inst., at 11 o'clock A.M., for the purpose of canvassing the returns of the election for State Treasurer and State Superintendent of Public Instruction.

And the question being, "Will the House agree thereto?"

The yeas and nays being demanded by five members.

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rogers of Piatt,
Roe,
Rout,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

**Messrs. Morrison of Monroe,
Morse,
Musssetter,
Neece,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Roessler,
Roos,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.**

Mr. Root, from the special committee on rules, submitted the following report:

The committee on rules have had the subject under consideration, and instruct me to report the following as one of the rules of the House, namely :

RULE —. The following committees shall be appointed, with leave to report by bill or otherwise :

1. Committee on Judiciary, to consist of fifteen members.
2. Committee on Corporations, to consist of fifteen members.
3. Committee on Railroads, to consist of fifteen members.
4. Committee on Inland Commerce and Warehouses, to consist of fifteen members.
5. Committee on Congressional Apportionment, to consist of fifteen members.
6. Committee on Legislative Apportionment, to consist of fifteen members.
7. Committee on Judicial Department, to consist of fifteen members.
8. Committee on Finance, to consist of thirteen members.
9. Committee on Mines and Mining, to consist of thirteen members.
10. Committee on Fees and Salaries, to consist of thirteen members.
11. Committee on Appropriations, to consist of thirteen members.
12. Committee on Penitentiary, to consist of thirteen members.
13. Committee on Municipal Affairs, to consist of thirteen members.
14. Committee on Education, to consist of thirteen members.
15. Committee on State Institutions, to consist of thirteen members.
16. Committee on Public Charities, to consist of thirteen members.
17. Committee on Public Buildings and Grounds, to consist of thirteen members.
18. Committee on Revenue, to consist of thirteen members.
19. Committee on Banks and Banking, to consist of thirteen members.
20. Committee on Counties and Township Organization, to consist of thirteen members.
21. Committee on Agriculture, to consist of thirteen members.
22. Committee on Manufactures, to consist of thirteen members.
23. Committee on Canal and River Improvements, to consist of thirteen members.
24. Committee on Elections, to consist of eleven members.
25. Committee on Equalization of Taxes, to consist of eleven members.
26. Committee on Insurance, to consist of eleven members.
27. Committee on Federal Relations, to consist of nine members.
28. Committee on Claims, to consist of nine members.
29. Committee on Militia, to consist of nine members.
30. Committee on Retrenchment, to consist of nine members.
31. Committee on Geological Survey, to consist of nine members.
32. Committee on Printing, to consist of nine members.

33. Committee on Roads, Highways and Bridges, to consist of nine members.

34. Committee on Executive Department, to consist of nine members.

35. Committee on Drainage, to consist of nine members.

36. Committee on Contingent Expenses of the House, to consist of seven members.

37. Committee on Rules (consisting of the Speaker and six members), to consist of seven members.

38. Committee on Miscellaneous Subjects, to consist of seven members.

39. Committee on State Library, to consist of five members.

40. Committee on Enrolled and Engrossed Bills, to consist of five members.

41. Committee on Mileage, to consist of five members.

On motion of Mr. Short,

The report was adopted.

On motion of Mr. Clark of LaSalle,

It was

Resolved, That the Speaker of the House appoint a committee of two to wait on the Adjutant General to see if flags can be obtained to hang on the ceiling of this House, to assist in correcting the acoustics of the same; and that the Door-keeper, with such assistance as he may require, be instructed to hang the same.

On motion of Mr. Curtis,

It was

Resolved, That the message of the Governor be referred to a special committee of seven, to report to this House a division and proper reference of the message.

The Speaker appointed as such committee, Messrs. Curtis, Roe, Wight, Short, Turner, Morrill and Fouke.

Mr. Springer moved to reconsider the vote by which the resolution relating to the procuring of flags from the Adjutant General, was passed; which motion was agreed to.

On motion of Mr. Springer,

The said resolution was laid on the table.

On motion of Mr. Root,

It was

Resolved, That the Clerk be directed to inform the Senate that the House is now ready to receive the Senate, in order to canvass the vote of State officers, as provided by the constitution.

The Senate, preceded by their President, entered the Hall of Representatives and took the seats arranged for them.

On motion of Mr. Root,

A call of the joint session was ordered.

The roll of the House being called the following members answered to their names :

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barner,
Barr,
Barrett,
Be son,
Berry,

Messrs. Boyd,
Bralden,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,

Messrs. Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,

Messrs. Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Easter,
Edgecomb,
Efner,
Egan,
Elder,
Finley,
Fleaharty,
Foss,
Fouke,
Frew,
Fuller,
Gaines,
Galbraith,
Gass,
Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Johnston,

Messrs. Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
McMillan,
Meeker,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
More,
Mussetter,
Neece,
Nelson,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,

Messrs. Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sage,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

The roll of the Senate being called, the following members answered to their names :

Messrs. Alexander,
Bangs,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eisall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
McNulta,
Nicholson,

Messrs. Pierce,
Reddick,
Senter,
Solomon,
Starnes,
Strevell,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

It appearing that a quorum of the two Houses was present,

On motion of Mr. Fuller, a Senator,

Further proceedings under the call were dispensed with.

The Speaker of the House thereupon proceeded to open the returns and publish the votes given at the last general election, in this State, for State Treasurer and Superintendent of Public Instruction.

The returns having been duly opened and published in the presence of a majority of the members of both Houses,

The Speaker announced the result of the canvass of the election for State Treasurer and Superintendent of Public Instruction, as follows, viz :

Erastus N. Bates received one hundred and sixty-eight thousand five hundred and seventy-nine (168,579) votes for State Treasurer.

Charles Ridgely received one hundred and forty-four thousand nine hundred and twenty-three (144,923) votes for State Treasurer.

H. J. Hammond received three thousand seven hundred and fifty-six (3,756) votes for State Treasurer.

Erastus N. Bates, having received the highest number of votes cast for State Treasurer, was declared duly elected Treasurer of the State of Illinois, for the term of two years.

Newton Bateman received one hundred and sixty-six thousand eight hundred and fifty-nine (166,859) votes for Superintendent of Public Instruction.

Charles Feinse received one hundred and forty-four thousand eight hundred and eighty-nine (144,889) votes for Superintendent of Public Instruction.

Daniel Wilkins received three thousand eight hundred and twenty (3,820) votes for Superintendent of Public Instruction.

Newton Bateman, having received the highest number of votes cast for Superintendent of Public Instruction, was declared duly elected Superintendent of Public Instruction for the State of Illinois, for the term of four years.

Whereupon,

On motion of Mr. Root,

The joint session adjourned.

On motion of Mr. McConnell,

The House, at 11:20 A. M., adjourned.

MONDAY, JANUARY 9, 1871.

Prayer by the Rev. Mr. McLain.

The journal of Saturday was read.

Mr. Short submitted the following :

WHEREAS it is provided in section 10 of article 4, of the constitution, that a journal of the proceedings of both Houses of the General Assembly shall be kept and published ; and whereas the people of the State of Illinois are deeply interested in the proceedings of this General Assembly, and are desirous of knowing, from day to day, what measures are being considered therein ; therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That there be furnished to each member of this General Assembly, in convenient form, each day, — copies of the journals of the Senate and House of Representatives of the preceding day, for distribution among the people of this State, during the present session.

On motion of Mr. Short,

The said preamble and resolution were referred to the committee on printing, when appointed.

Mr. Springer introduced

House bill, No. 1, for "An act to provide for the payment of the State debt."

Which was read a first time, and

Ordered to a second reading.

Mr. Springer moved that the bill be ordered printed.

On motion of Mr. Cummings,

The motion of Mr. Springer was laid upon the table.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the annual reports of the Secretary of State, Auditor of Public Accounts, and State Treasurer.

[See documents as printed in pamphlet form.]

Mr. Hinchcliffe introduced

House bill, No. 2, for "An act providing for the health and safety of persons employed in coal mines."

Which was read a first time, and

Ordered to a second reading.

Mr. King of Jersey moved that the bill be ordered printed.

Mr. Galloway moved to lay the motion of Mr. King of Jersey upon the table; which was not agreed to.

On motion of Mr. Cummings,

The motion to print was postponed.

Mr. Casey of Jefferson introduced

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

Which was read a first time, and

Ordered to a second reading.

Mr. Dwight introduced

House bill, No. 4, for "An act to amend an act entitled 'an act to change and fix the time of holding court in the second and third judicial circuits of this State.' "

Which was read a first time, and

Ordered to a second reading.

Mr. Herdman introduced

House bill, No. 5, for "An act empowering married women to contract, and providing for the manner of instituting suits thereon; also, in relation to contracts of married women entered into by them before marriage."

Which was read a first time, and

Ordered to a second reading.

Mr. Rice of Sangamon introduced

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having twenty thousand inhabitants and upwards."

Which was read a first time, and

Ordered to a second reading.

Mr. Koerner introduced

House bill, No. 7, for "An act for the protection of farmers and fruit growers."

Which was read a first time, and

Ordered to a second reading.

On motion of Mr. Root,
It was

Resolved, That the committee on rules have leave to report to-morrow by printed copy, and that such be made the special order for eleven o'clock A. M. to-morrow.

On motion of Mr. Sullivan,
It was

Resolved, That the Speaker appoint a committee of three to take immediate steps to remedy the acoustic defects of this hall, and said committee is hereby authorized to employ the necessary means to effect this purpose.

Mr. Phillips submitted the following :

Resolved, That the Secretary of State be authorized to furnish each member of this House a copy of the constitution of this State.

On motion of Mr. Cummings,
The motion of Mr. Phillips was laid upon the table.
Mr. Strong submitted the following :

Resolved, That the Secretary of State be authorized to deliver to each member of the Legislature one copy each of the journal and debates of the Constitutional Convention.

On motion of Mr. Waite,
The said resolution was laid upon the table.

On motion of Mr. Nelson,
It was

Resolved, That the committee on judicial department, when raised, be requested to report to the House at the earliest practicable day, an equalization of the judicial circuits in this State, and also as to the times of holding the circuit courts in the respective counties therein ; and that in its action under this resolution, said committee shall inquire and report as to the practicability of holding more than one term in the same circuit at the same time, the judge of the circuit holding one of said terms, and the judge of a foreign circuit holding the other.

The Speaker announced as the committee provided for in the resolution of Mr. Sullivan, relating to acoustics, Messrs. Sullivan, Rice of Peoria, and Turner.

Mr. Herdman submitted the following :

Resolved, That the Clerk of the House be and he is hereby instructed to keep and cause to be printed from time to time, for the use of the House, an index of all bills introduced, arranged in numerical order, and showing the title of the bill, by whom introduced, and the committee to whom the same was referred.

On motion of Mr. Miller of St. Clair,
The said resolution was referred to the committee on printing, when appointed.

On motion of Mr. Armstrong,
The House, at 12 o'clock M., adjourned.

TUESDAY, JANUARY 10, 1871.

Prayer by Rev. Dr. Robertson.

The journal of yesterday was read.

The Speaker announced that, pursuant to a resolution of the House, he had appointed twelve pages, as follows: Charles Wallace, John Kane, Willie Groo, Harry Dorwin, Henry Cunningham, David Vanmeter, James Kelly, Willie Henry, Henry Bogart, S. W. Tupper, Willie Phelps, William Dennis.

Mr. Egan, from the special committee on rules, submitted the following (printed) report:

RULES OF THE HOUSE OF REPRESENTATIVES.

DUTIES OF THE SPEAKER.

1. He shall take the chair every day at precisely the hour to which the House shall have adjourned on the preceding day; shall immediately call the members to order; and on the appearance of a quorum, shall cause the journal of the preceding day to be read.

2. He shall preserve decorum and order; may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal from the House by any two members; on which appeal no member shall speak more than once, unless by leave of the House.

3. He shall rise to put a question, but may state it sitting.

4. Questions shall be distinctly put in this form, viz: "As many as are of the opinion that (as the case may be) say 'Aye';" and after the affirmative voice is expressed, "As many as are of the contrary opinion, say 'No'." If the Speaker doubt, or a division be called for, the House shall divide: those in the affirmative shall first rise from their seats, and afterwards those in the negative. If the Speaker still doubt, or a count be required, the Speaker shall name two members—one from each side—to tell the members in the affirmative; which being reported, he shall name two other members—one from each side—to tell those in the negative; which being also reported, he shall rise and state the decision of the House.

5. The Speaker shall examine and correct the journal before it is read. He shall have a general direction of the hall. He shall have the right to name any member to perform the duties of the chair; but such substitution shall not extend beyond one day after an adjournment.

6. All committees shall be appointed by the Speaker, unless otherwise specially directed by the House.

7. All acts, addresses and joint resolutions shall be signed by the Speaker; and all writs, warrants and subpoenas, issued by order of the House, shall be under his hand and seal, and attested by the Clerk.

8. In case of any disturbance or disorderly conduct in the lobby or gallery by the spectators, the Speaker or chairman of the committee of

the whole house shall have power to order the lobby or gallery to be cleared.

9. The Speaker shall vote in all cases, and if, after he shall have voted, the House shall be equally divided, the question shall be decided in the negative.

OF DEBATE.

10. Whenever any member is about to speak in debate, or deliver any matter to the House, he shall rise and respectfully address himself to "Mr. Speaker," and confine himself to the question under debate, and avoid personality; and no motion shall be considered in order unless made from the seat occupied by the member.

11. If any member, in speaking, or otherwise, transgress the rules of the House, the Speaker shall, or any member may, call him to order; and the member called to order shall immediately sit down, unless permitted to explain; and the House, if appealed to, shall decide without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if against him, and the case require it, he shall be liable to the censure of the House.

12. When two or more members rise at once, the Speaker shall name the member who is to speak first.

13. No member shall speak longer than thirty minutes at any one time, except by leave of the House.

14. No member shall speak more than once to the same question. While the Speaker is putting the question or addressing the House, or when a member is speaking, no person shall walk out of or across the room, or pass between the member speaking and the Chair, or entertain private discourse.

15. No member shall vote on any question in the event to which he is immediately and particularly interested; or in any other case where he was not within the bar of the House when the question was put.

16. Every member who shall be within the bar of the House when a question is put, shall vote, unless the House shall excuse him.

17. When a motion is made and seconded, it shall be stated by the Speaker, or, if it be in writing, it shall be read aloud by the Clerk before debate thereon.

18. After a motion is stated by the Speaker, or read by the Clerk, it shall be considered in possession of the House, but may be withdrawn at any time before decision or amendment, by leave of the House.

19. Every motion shall be reduced to writing, if the Speaker or any member desire it.

20. When a question is under debate, no motion shall be received but to adjourn, to lie on the table, the previous question, to commit, to amend, to postpone to a day certain, to postpone indefinitely; which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall be again allowed on the same day, and at the same stage of the bill or proposition. A motion to strike out the enacting words of a bill shall have precedence

of a motion to amend, and if carried shall be considered equivalent to its rejection.

21. A motion to adjourn shall always be in order, and shall be decided without debate.

22. The previous question shall be in this form : " Shall the main question be now put ? " It shall only be admitted when demanded by a majority of the members present ; and its effects shall be to put an end to all debate, and to bring the House to a direct vote, upon a motion to commit, if such motion shall have been made ; and if this motion does not prevail, then upon amendments reported by a committee, if any ; then upon pending amendments, then upon the main question. But its only effect, if a motion to postpone is pending, shall be to bring the House to a vote upon such motion. Whenever the House shall refuse to order the main question, the consideration of the subject shall be resumed as though no motion for the previous question had been made. The House may also, at any time, on motion, seconded by a majority of the members present, close all debate upon a pending amendment, or an amendment thereto, and cause the question to be put thereon ; and this shall not preclude any further amendment or debate upon the bill. A call of the House shall not be in order after the previous question is seconded, unless it shall appear, upon an actual count by the Speaker, that no quorum is present.

23. On the main question, no member shall speak more than once without leave.

24. Any member may call for a division of the question, when divisible ; but a motion to strike out and insert shall be indivisible.

25. A motion for commitment, until it shall be decided, shall preclude all amendments of the main question.

26. If a question be lost by adjournment of the House, and revived on the succeeding day, no member who has spoken on the preceding day shall be permitted to speak again, without leave.

27. Petitions, memorials and other papers addressed to the House may be presented by any member, who shall state briefly to the House the contents thereof ; which may be received, read and referred, on the same day.

28. When a resolution shall be offered or a motion made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order : the committee of the whole house, a standing committee, or a select committee.

29. The yeas and nays shall be taken on any question, upon the demand of five members.

30. Upon a call of the House for the yeas and nays on any question, the names of the members shall be called in alphabetical order.

31. No person shall visit or remain at the Clerk's table while the yeas and nays are being called.

32. No member shall name another member present in debate.

33. Every bill shall be read at large on three different days.

34. The general question on the first reading shall be, " Shall the bill be read a second time ? "

35. On the second reading of a bill the Speaker shall state it ready for commitment, amendment, or to be engrossed and printed for a

third reading; but any bill may be re-committed at any time before its passage.

36. On the final passage of all bills, the vote shall be by yeas and nays upon each bill separately, and shall be entered upon the journal.

37. Any two members shall have liberty to dissent from and protest in respectful language against any act or resolution which they shall think injurious to the public or any individual, and have the reasons of their dissent entered upon the journal.

38. When a bill passes, it shall be certified by the Clerk, who, at the foot thereof, shall note the day it passes.

39. The following shall be the order of business of the House, unless the House shall otherwise direct:

1. The reading of the journal.
2. Petitions.
3. Reports from standing committees.
4. Reports from select committees.
5. Resolutions.
6. Unfinished business and messages on Speaker's desk.
7. Introduction of bills.
8. House bills on second reading.
9. House bills on third reading.
10. Senate messages and bills on first reading.
11. Senate bills on second reading.
12. Senate bills on third reading.
13. Committee of the whole for consideration of bills on third reading.

40. When the House shall have passed from one order to the other, no action shall be had upon orders passed, except by leave of two-thirds of the House present.

41. The unfinished business in which the House was engaged at the last preceding adjournment shall have the preference in the orders of the day.

42. General appropriation bills shall be in order in preference to any other bills of a public nature, unless otherwise ordered.

43. All questions relating to the priority of business to be acted on shall be decided without debate.

44. No smoking shall be allowed in the hall.

45. The Doorkeeper shall provide thermometers, keep the temperature of the hall uniform, and properly ventilated.

46. The officers of the House shall be a Clerk and three assistants, an Enrolling and Engrossing Clerk and three assistants, a Postmaster and one assistant, a Doorkeeper and three assistants, and such other officers as the House may determine; each of whom shall take an oath of office.

OF COMMITTEES OF THE WHOLE HOUSE.

47. In forming a committee of the whole House the Speaker shall leave his chair, and a chairman to preside in the committee shall be appointed by the Speaker.

48. All bills reported from standing committees and fully considered by the House, shall, before being ordered to a third reading, be

committed to the committee of the whole, and when taken up by the committee of the whole for consideration, shall be read and debated by clauses, leaving the preamble to be last considered. After report, the bill shall again be subject to debate, and amendment by clauses, before the question of engrossing it be taken.

49. All questions, except as provided in rule twenty, whether in the committee of the whole or in the House, shall be disposed of in the order in which they are moved, except that in filling up blanks the largest sum and most remote day shall be first put.

50. The rule of proceeding in the House shall be observed in committee, as far as may be applicable.

51. A majority of any committee shall be a sufficient number to proceed to business.

52. Ten o'clock in the morning shall be the standing hour of adjournment, unless otherwise ordered.

53. The hour at which every motion to adjourn is made, shall be entered on the journal.

54. No member shall absent himself from the service of the House unless he have leave, or be sick, or unable to attend. Any fifteen members shall be authorized to compel the attendance of absent members.

55. The following standing committees shall be appointed, with leave to report by bill or otherwise, to-wit:

1. Committee on Judiciary, to consist of fifteen members.
2. Committee on Corporations, to consist of fifteen members.
3. Committee on Railroads, to consist of fifteen members.
4. Committee on Inland Commerce and Warehouses, to consist of fifteen members.
5. Committee on Congressional Apportionment, to consist of fifteen members.
6. Committee on Legislative Apportionment, to consist of fifteen members.
7. Committee on Judicial Department, to consist of fifteen members.
8. Committee on Finance, to consist of thirteen members.
9. Committee on Mines and Mining, to consist of thirteen members.
10. Committee on Fees and Salaries, to consist of thirteen members.
11. Committee on Appropriations, to consist of thirteen members.
12. Committee on Penitentiary, to consist of thirteen members.
13. Committee on Municipal Affairs, to consist of thirteen members.
14. Committee on Education, to consist of thirteen members.
15. Committee on State Institutions, to consist of thirteen members.
16. Committee on Public Charities, to consist of thirteen members.
17. Committee on Public Buildings and Grounds, to consist of thirteen members.
18. Committee on Revenue, to consist of thirteen members.

19. Committee on Banks and Banking, to consist of thirteen members.

20. Committee on Counties and Township Organization, to consist of thirteen members.

21. Committee on Agriculture, to consist of thirteen members.

22. Committee on Manufactures, to consist of thirteen members.

23. Committee on Canal and River Improvements, to consist of thirteen members.

24. Committee on Elections, to consist of eleven members.

25. Committee on Equalization of Taxes, to consist of eleven members.

26. Committee on Insurance, to consist of eleven members.

27. Committee on Federal Relations, to consist of nine members.

28. Committee on Claims, to consist of nine members.

29. Committee on Militia, to consist of nine members.

30. Committee on Retrenchment, to consist of nine members.

31. Committee on Geological Survey, to consist of nine members.

32. Committee on Printing, to consist of nine members.

33. Committee on Roads, Highways and Bridges, to consist of nine members.

34. Committee on Executive Department, to consist of nine members.

35. Committee on Drainage, to consist of nine members.

36. Committee on Contingent Expenses of the House, to consist of seven members.

37. Committee on Rules (consisting of the Speaker and six members), to consist of seven members.

38. Committee on Miscellaneous Subjects, to consist of seven members.

39. Committee on State Library, to consist of five members.

40. Committee on Enrolled and Engrossed Bills, to consist of five members.

41. Committee on Mileage, to consist of five members.

56. It shall be the duty of the committee on engrossed and enrolled bills to examine all engrossed bills, correct any mistakes therein, and report the bills to the House; and it shall be in order for it to report at any time.

57. When an emergency is expressed in the preamble or body of an act, as a reason why such act should take effect prior to the first day of July next after its passage, and when such act contains a clause, in the preamble or body thereof, that the bill shall take effect at such time, prior to the said first day of July, as the General Assembly may direct, the question first put when on its passage shall be, "Shall the bill pass?" and if decided in the affirmative by a majority of all the members elected, by yeas and nays, to be entered on the journal, the Speaker shall inquire, "When shall this bill take effect?" And if two-thirds of all members elected shall, by yeas and nays, or otherwise, fix a time prior to said first day of July, at which said bill shall take effect, then the Clerk shall indorse the fact upon the back and at the bottom of the bill thus: "Passed the House of Representatives on the day of, 1871," and shall note the time at which the House directed

such bill to take effect. The indorsement on the back to be signed by the Clerk, and that at the bottom of the bill by the Speaker, before transmission to the Senate.

58. When a bill is introduced, its mover shall announce the committee to which he desires it to be referred, and that fact shall be indorsed on the back of the bill. And it shall be in order for the House to amend such proposed reference at the time of introduction; at which time, the title of the bill only shall be read, and it shall be ordered to a first reading. But the House may suspend this rule, by a majority vote, and then the bill shall be read at large at once.

59. The House shall meet at 7:30 P. M., on Mondays, Wednesdays and Fridays of each week, for the reading of bills. At which session the Clerk shall read: *first*, the House bills on their first readings; *secondly*, House bills on their second readings; *thirdly*, Senate bills on their first readings; *fourthly*, Senate bills on their second readings; all bills shall be read in their numerical order. When House bills are read a second time at such session, they shall be referred, without debate, to the committee indorsed on the same, unless the House has otherwise ordered. And when the House, at any regular session, shall take up Senate bills that have been read a second time, such bills may be amended, committed or ordered to be engrossed and printed for a third reading.

60. No rule shall be dispensed with unless by the concurrence of two-thirds of the members present.

61. A motion to lay any particular proposition on the table shall apply to that proposition only.

62. No motion or proposition, on a subject different from that under consideration, shall be admitted under color of amendment.

63. The rules of parliamentary practice, comprised in "Barclay's Digest of the Rules of the House of Representatives of the United States," shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the House, or the joint rules of the Senate and House of Representatives.

Mr. Vocke submitted the following:

WHEREAS it appears, from the report of the Auditor of Public Accounts of this State, that there is a fund of more than three million dollars in national currency deposited in the treasury of this State, ready to be applied on the State debt; and whereas the currency of the United States is payable on demand, in coin; and whereas a large part of the debt of this State is payable in coin; therefore,

Resolved by the House of Representatives, the Senate concurring therein, That the Speaker of this House be instructed to appoint a committee of five to memorialize the Congress of the United States, with a view to obtaining the passage of an order, authorizing and requiring the Treasurer of the United States to receive from the Treasurer of the State of Illinois the sum of three million dollars, and to give in exchange therefor an equal amount of coin.

On motion of Mr. Springer,

The said preamble and resolution was referred to the committee on finance, when appointed.

On motion of Mr. Springer,

House bill, No. 1, for "An act to provide for the payment of the State debt,"

Was ordered printed.

Mr. Roberts submitted the following :

Resolved, That the Secretary of State be and he is hereby directed to furnish the Clerks of this House with the stationery necessary for their use ; and that the said Secretary furnish to this House, weekly, the amount so supplied to each Clerk, with a statement of the kind, quantity and price of each article to each of said Clerks.

On motion of Mr. Cary,

The said resolution was laid upon the table.

Mr. Crouch submitted the following :

Resolved, That no pay shall be allowed any person in this House, acting in the capacity of Clerk, Doorkeeper or Postmaster, except to those regularly elected or appointed by this House, and to Mr. Jackson, appointed temporarily by the Speaker to take charge of the outer doors.

On motion of Mr. Miller of St. Clair,

The said resolution was referred to the committee on retrenchment, when raised.

Mr. Merritt submitted the following :

Resolved, That the Speaker appoint a committee of five members, to engage committee rooms during the session of the House.

On motion of Mr. Haines,

The words "Speaker appoint a committee of five members," were stricken out, and the words "committee on contingent expenses of the House" inserted, in lieu thereof,

Mr. Armstrong moved to amend the resolution, by adding the words, "said committee to report to the House at the earliest possible opportunity, subject to the approval or rejection of this House;" which amendment was agreed to.

The resolution, as amended, reading as follows :

Resolved, That the committee on contingent expenses of the House engage committee rooms during the session of the House ; said committee to report at the earliest possible opportunity, subject to the approval or rejection of this House.

Was then adopted.

On motion of Mr. Sheldon of Champaign,

It was

Resolved, That the Secretary of State be requested to report to this House, as soon as practicable, the number of voting precincts in this State ; also the cost of blanks used in said precincts for the purpose of registering, as required by the "Registry Act."

On motion of Mr. Mason,

It was

Resolved, That a committee of five be appointed by the Speaker to examine the boilers and heating apparatus of this House, and present the name of a suitable person to take charge of the same.

The Speaker appointed as such committee, Messrs. Mason, Chandler, Carpenter, Armstrong, and Rice of Sangamon.

On motion of Mr. Burley,

The following preamble and resolution was adopted :

WHEREAS it is understood that the "Trustees of the Illinois and Michigan Canal" have executed a lease of the water power at Lockport, Will county, for a term of twenty years, thereby creating a lease to extend some 17 or 18 years beyond the extinguishment of their trust ; and whereas it is understood that the said Trustees have further executed a lease, for 99 years, of the 90 feet strip on each

side of said canal for a distance of six miles, beginning at the south branch of the Chicago River, and extending westerly; and whereas it is understood that the Trustees have further executed a lease at Ottawa, LaSalle county; therefore, be it

Resolved, That His Excellency the Governor, be requested to furnish this House with any and all information with regard to these leases and the law therefor, in his possession or to which he has access,

The Speaker announced that the hour for the special order had arrived, being the consideration of the report of the special committee on rules.

The Clerk proceeded to read the rules.

On motion of Mr. Cary,

The following was added to rule forty-four: "Lobby and galleries."

On motion of Mr. Price,

Rule forty-four was recommitted to the committee for revision.

On motion of Mr. Springer,

Rule forty-nine was amended by striking out the words "rule twenty" and inserting "rules twenty and twenty-eight."

Pending the consideration of rule fifty-seven,

On motion of Mr. Armstrong,

At 1:05 P. M. the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

Mr. Barnes submitted the following substitute for rule fifty-seven:

When an emergency is expressed in the preamble or body of an act, as a reason why such act should take effect prior to the 1st day of July next, after its passage, the question first put, when on its passage, shall be, "Shall the bill pass?" And if decided in the affirmative, the question shall then be put, "Shall the bill take effect and be in force from and after the time expressed in the bill?" And the result of said last question shall be indorsed upon said bill by the Speaker; and if, by said indorsement, it appears that said last question has not received a vote of two-thirds of all the members elected to the House, the Engrossing Clerk shall omit from the engrossed bill that portion of the bill expressing such emergency.

Mr. Roe submitted the following, as an amendment to the substitute:

All votes upon any clause in any bill which provides that said bill shall take effect before the first day of July, shall require the votes of two-thirds of all the members elected.

On motion of Mr. Frew,

Rule fifty-seven, together with the substitute and amendment, were recommitted to the special committee on rules.

On motion of Mr. Cummings,

Rule fifty-nine was stricken out, and by unanimous consent the following was placed in the order of business in the thirty-ninth rule:

8. House bills on first reading.

On motion of Mr. Burley,

The following was added to rule sixty: "Except as otherwise provided for."

On motion of Mr. Dixon,

Rule sixty-three was amended by striking out "Barclay's Digest of the Rules of the House of Representatives of the United States," and inserting "Cushing's Manual."

Mr. Richardson submitted the following additional rule, and moved its reference to the special committee on rules:

No further rule or amendment to these rules shall be made, unless concurred in by two-thirds of the members comprising this House.

Which was so referred.

On motion of Mr. Haines,

The rules, as a whole, were adopted, as follows:

RULES OF THE HOUSE OF REPRESENTATIVES.

DUTIES OF THE SPEAKER.

1. He shall take the chair every day at precisely the hour to which the House shall have adjourned on the preceding day; shall immediately call the members to order; and on the appearance of a quorum, shall cause the journal of the preceding day to be read.

2. He shall preserve decorum and order; may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal from the House by any two members; on which appeal no member shall speak more than once, unless by leave of the House.

3. He shall rise to put a question, but may state it sitting.

4. Questions shall be distinctly put in this form, viz: "As many as are of the opinion that (as the case may be) say 'Aye';" and after the affirmative voice is expressed, "As many as are of the contrary opinion, say 'No'." If the Speaker doubt, or a division be called for, the House shall divide: those in the affirmative shall first rise from their seats, and afterwards those in the negative. If the Speaker still doubt, or a count be required, the Speaker shall name two members—one from each side—to tell the members in the affirmative; which being reported, he shall name two other members—one from each side—to tell those in the negative; which being also reported, he shall rise and state the decision of the House.

5. The Speaker shall examine and correct the journal before it is read. He shall have a general direction of the hall. He shall have the right to name any member to perform the duties of the chair; but such substitution shall not extend beyond one day after an adjournment.

6. All committees shall be appointed by the Speaker, unless otherwise specially directed by the House.

7. All acts, addresses and joint resolutions shall be signed by the Speaker; and all writs, warrants and subpoenas, issued by order of the House, shall be under his hand and seal, and attested by the Clerk.

8. In case of any disturbance or disorderly conduct in the lobby or gallery by the spectators, the Speaker or chairman of the committee of the whole house shall have power to order the lobby or gallery to be cleared.

9. The Speaker shall vote in all cases, and if, after he shall have voted, the House shall be equally divided, the question shall be decided in the negative.

OF DEBATE.

10. Whenever any member is about to speak in debate, or deliver any matter to the House, he shall rise and respectfully address himself to "Mr. Speaker," and confine himself to the question under debate, and avoid personality; and no motion shall be considered in order unless made from the seat occupied by the member.

11. If any member, in speaking, or otherwise, transgress the rules of the House, the Speaker shall, or any member may, call him to order; and the member called to order shall immediately sit down, unless permitted to explain; and the House, if appealed to, shall decide without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if against him, and the case require it, he shall be liable to the censure of the House.

12. When two or more members rise at once, the Speaker shall name the member who is to speak first.

13. No member shall speak longer than thirty minutes at any one time, except by leave of the House.

14. No member shall speak more than once to the same question. While the Speaker is putting the question or addressing the House, or when a member is speaking, no person shall walk out of or across the room, or pass between the member speaking and the Chair, or entertain private discourse.

15. No member shall vote on any question in the event of which he is immediately and particularly interested; or in any other case where he was not within the bar of the House when the question was put.

16. Every member who shall be within the bar of the House when a question is put, shall vote, unless the House shall excuse him.

17. When a motion is made and seconded, it shall be stated by the Speaker, or, if it be in writing, it shall be read aloud by the Clerk before debate thereon.

18. After a motion is stated by the Speaker, or read by the Clerk, it shall be considered in possession of the House, but may be withdrawn at any time before decision or amendment, by leave of the House.

19. Every motion shall be reduced to writing, if the Speaker or any member desire it.

20. When a question is under debate, no motion shall be received but to adjourn, to lie on the table, the previous question, to commit, to amend, to postpone to a day certain, to postpone indefinitely; which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall be again allowed on the same day, and at the same stage of the bill or proposition. A motion to strike out the enacting words of a bill shall have precedence of a motion to amend, and if carried shall be considered equivalent to its rejection.

21. A motion to adjourn shall always be in order, and shall be decided without debate.

22. The previous question shall be in this form : " Shall the main question be now put ? " It shall only be admitted when demanded by a majority of the members present ; and its effects shall be to put an end to all debate, and to bring the House to a direct vote, upon a motion to commit, if such motion shall have been made ; and if this motion does not prevail, then upon amendments reported by a committee, if any ; then upon pending amendments, then upon the main question. But its only effect, if a motion to postpone is pending, shall be to bring the House to a vote upon such motion. Whenever the House shall refuse to order the main question, the consideration of the subject shall be resumed as though no motion for the previous question had been made. The House may also, at any time, on motion, seconded by a majority of the members present, close all debate upon a pending amendment, or an amendment thereto, and cause the question to be put thereon ; and this shall not preclude any further amendment or debate upon the bill. A call of the House shall not be in order after the previous question is seconded, unless it shall appear, upon an actual count by the Speaker, that no quorum is present.

23. On the main question, no member shall speak more than once without leave.

24. Any member may call for a division of the question, when divisible ; but a motion to strike out and insert shall be indivisible.

25. A motion for commitment, until it shall be decided, shall preclude all amendments of the main question.

26. If a question be lost by adjournment of the House, and revived on the succeeding day, no member who has spoken on the preceding day shall be permitted to speak again, without leave.

27. Petitions, memorials and other papers addressed to the House may be presented by any member, who shall state briefly to the House the contents thereof ; which may be received, read and referred, on the same day.

28. When a resolution shall be offered or a motion made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order : the committee of the whole house, a standing committee, or a select committee.

29. The yeas and nays shall be taken on any question, upon the demand of five members.

30. Upon a call of the House for the yeas and nays on any question, the names of the members shall be called in alphabetical order.

31. No person shall visit or remain at the Clerk's table while the yeas and nays are being called.

32. No member shall name another member present in debate.

33. Every bill shall be read at large on three different days.

34. The general question on the first reading shall be, " Shall the bill be read a second time ? "

35. On the second reading of a bill the Speaker shall state it ready for commitment, amendment, or to be engrossed and printed for a third reading ; but any bill may be re-committed at any time before its passage.

36. On the final passage of all bills, the vote shall be by yeas and nays upon each bill separately, and shall be entered upon the journal.

37. Any two members shall have liberty to dissent from and protest in respectful language against any act or resolution which they shall think injurious to the public or any individual, and have the reasons of their dissent entered upon the journal.

38. When a bill passes, it shall be certified by the Clerk, who, at the foot thereof, shall note the day it passes.

39. The following shall be the order of business of the House, unless the House shall otherwise direct :

1. The reading of the journal.
2. Petitions.
3. Reports from standing committees.
4. Reports from select committees.
5. Resolutions.
6. Unfinished business and messages on Speaker's desk.
7. Introduction of bills.
8. House bills on first reading.
9. House bills on second reading.
10. House bills on third reading.
11. Senate messages and bills on first reading.
12. Senate bills on second reading.
13. Senate bills on third reading.
14. Committee of the whole for consideration of bills on third reading.

40. When the House shall have passed from one order to the other, no action shall be had upon orders passed, except by leave of two-thirds of the House present.

41. The unfinished business in which the House was engaged at the last preceding adjournment shall have the preference in the orders of the day.

42. General appropriation bills shall be in order in preference to any other bills of a public nature, unless otherwise ordered.

43. All questions relating to the priority of business to be acted on shall be decided without debate.

44. No smoking shall be allowed in the hall, lobby and galleries.

45. The Doorkeeper shall provide thermometers, keep the hall properly ventilated and the temperature thereof uniform.

46. The officers of the House shall be a Clerk and three assistants, an Enrolling and Engrossing Clerk and three assistants, a Postmaster and one assistant, a Doorkeeper and three assistants, and such other officers as the House may determine; each of whom shall take an oath of office.

OF COMMITTEES OF THE WHOLE HOUSE.

47. In forming a committee of the whole House the Speaker shall leave his chair, and a chairman to preside in the committee shall be appointed by the Speaker.

48. All bills reported from standing committees and fully considered by the House, shall, before being ordered to a third reading, be committed to the committee of the whole, and when taken up by the

committee of the whole for consideration, shall be read and debated by clauses, leaving the preamble to be last considered. After report, the bill shall again be subject to debate, and amendment by clauses, before the question of engrossing it be taken.

49. All questions, except as provided in rules twenty and twenty-eight, whether in the committee of the whole or in the House, shall be disposed of in the order in which they are moved, except that in filling up blanks the largest sum and most remote day shall be first put.

50. The rule of proceeding in the House shall be observed in committee, as far as may be applicable.

51. A majority of any committee shall be a sufficient number to proceed to business.

52. Ten o'clock in the morning shall be the standing hour of adjournment, unless otherwise ordered.

53. The hour at which every motion to adjourn is made, shall be entered on the journal.

54. No member shall absent himself from the service of the House unless he have leave, or be sick, or unable to attend. Any fifteen members shall be authorized to compel the attendance of absent members.

55. The following standing committees shall be appointed, with leave to report by bill or otherwise, to-wit:

1. Committee on Judiciary, to consist of fifteen members.
2. Committee on Corporations, to consist of fifteen members.
3. Committee on Railroads, to consist of fifteen members.
4. Committee on Inland Commerce and Warehouses, to consist of fifteen members.
5. Committee on Congressional Apportionment, to consist of fifteen members.
6. Committee on Legislative Apportionment, to consist of fifteen members.
7. Committee on Judicial Department, to consist of fifteen members.
8. Committee on Finance, to consist of thirteen members.
9. Committee on Mines and Mining, to consist of thirteen members.
10. Committee on Fees and Salaries, to consist of thirteen members.
11. Committee on Appropriations, to consist of thirteen members.
12. Committee on Penitentiary, to consist of thirteen members.
13. Committee on Municipal Affairs, to consist of thirteen members.
14. Committee on Education, to consist of thirteen members.
15. Committee on State Institutions, to consist of thirteen members.
16. Committee on Public Charities, to consist of thirteen members.
17. Committee on Public Buildings and Grounds, to consist of thirteen members.
18. Committee on Revenue, to consist of thirteen members.
19. Committee on Banks and Banking, to consist of thirteen members.
20. Committee on Counties and Township Organization, to consist of thirteen members.

21. Committee on Agriculture, to consist of thirteen members.
22. Committee on Manufactures, to consist of thirteen members.
23. Committee on Canal and River Improvements, to consist of thirteen members.
24. Committee on Elections, to consist of eleven members.
25. Committee on Equalization of Taxes, to consist of eleven members.
26. Committee on Insurance, to consist of eleven members.
27. Committee on Federal Relations, to consist of nine members.
28. Committee on Claims, to consist of nine members.
29. Committee on Militia, to consist of nine members.
30. Committee on Retrenchment, to consist of nine members.
31. Committee on Geological Survey, to consist of nine members.
32. Committee on Printing, to consist of nine members.
33. Committee on Roads, Highways and Bridges, to consist of nine members.
34. Committee on Executive Department, to consist of nine members.
35. Committee on Drainage, to consist of nine members.
36. Committee on Contingent Expenses of the House, to consist of seven members.
37. Committee on Rules (consisting of the Speaker and six members), to consist of seven members.
38. Committee on Miscellaneous Subjects, to consist of seven members.
39. Committee on State Library, to consist of five members.
40. Committee on Enrolled and Engrossed Bills, to consist of five members.
41. Committee on Mileage, to consist of five members.
56. It shall be the duty of the committee on engrossed and enrolled bills to examine all engrossed bills, correct any mistakes therein, and report the bills to the House; and it shall be in order for it to report at any time.
58. When a bill is introduced, its mover shall announce the committee to which he desires it to be referred, and that fact shall be indorsed on the back of the bill. And it shall be in order for the House to amend such proposed reference at the time of introduction; at which time, the title of the bill only shall be read, and it shall be ordered to a first reading. But the House may suspend this rule, by a majority vote, and then the bill shall be read at large at once.
60. No rule shall be dispensed with unless by the concurrence of two-thirds of the members present, except as otherwise provided for.
61. A motion to lay any particular proposition on the table shall apply to that proposition only.
62. No motion or proposition, on a subject different from that under consideration, shall be admitted under color of amendment.
63. The rules of parliamentary practice, comprised in "Cushing's Manual," shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the House, or the joint rules of the Senate and House of Representatives.

Leave of absence for two days was granted to Mr. Roberts.

On motion of Mr. Cary,

The special committee was authorized to act with the Senate committee on joint rules of the two houses.

On motion of Mr. Roberts,

It was

Resolved, That the ex-Governors of this State, the Judges of the Courts of this State, and the members of Congress from this State, be entitled to the privileges of the floor of this House, during the sessions thereof.

On motion of Mr. Sheldon of Champaign,

At 5:10 P. M., the House adjourned.

WEDNESDAY, JANUARY 11, 1871.

Prayer by Rev. Dr. Reed.

The Clerk proceeded to read the journal.

On motion of Mr. Root,

The further reading of the same was dispensed with.

Mr. Cavan presented a petition of James S. Whitmore, and two hundred members of the medical profession in the State of Illinois, asking that a law may be enacted "to insure persons who have committed capital crimes, and been cleared of the same on account of the plea of insanity, being sent to the lunatic asylum;" which was

Laid upon the table.

Mr. Roe presented a petition of sundry citizens of McLean county, for the survey of a township in said county; also a remonstrance against the proposed survey; which were

Referred to the committee on counties, when appointed.

Mr. Egan, from the special committee on rules, submitted the following report:

The special committee on rules, to which was recommitted rule 57, and the proposed substitutes therefor, and the proposed rule submitted by Mr. Richardson, and rule 45 for revision, having had the same under consideration, have instructed me to report back rule 57 as originally submitted by your committee, and to recommend its adoption, believing that the same is as nearly perfect as your committee can make it.

In reference to the rule proposed by Mr. Richardson, your committee recommend that there be added to rule 60, in lieu of said new rule, the following:

"Nor shall any rule be rescinded or changed without one day's notice being given, of the motion therefor. But a new rule not in conflict with existing rules, may be added, after such notice, by a majority vote."

Your committee would further recommend the adoption of the following rule in lieu of No. 59, stricken out by the House, viz:

"59. The Clerk shall endorse on every bill the number thereof, the name of the member introducing it, the date of introduction, and the several orders taken thereon; and when printed, said several endorsements shall be printed at the head of the bill."

Your committee would further recommend that rule 45 be revised so as to read as follows :

“45. The Doorkeeper shall provide thermometers, keep the hall properly ventilated, and the temperature thereof uniform.”

All of which is respectfully submitted.

Mr. Nelson submitted the following substitute for rule 57 :

“When an emergency is expressed in the preamble or body of an act, as a reason why such act should take effect prior to the first day of July next after its passage, and when such act contains a clause or proviso fixing such time prior to the first day of July, the question put shall be, ‘ Shall the bill pass ?’ and if decided affirmatively by a vote of two-thirds of all the members elected to this House, then the bill shall be deemed passed ; but if upon such vote a majority of less than two-thirds of said members vote affirmatively on said question, then said bill shall not be deemed lost, but as subject to amendment by striking out such parts of said bill as expresses an emergency only, and then said bill shall be considered as under consideration upon its third reading.”

Mr. Cary moved that the House do now proceed to vote upon the adoption of the substitute for rule 57 ; which was agreed to.

And the question being upon its adoption,

It was decided in the affirmative,

Yea

Nays

..... 113

..... 55

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,
Braiden,
Brayton,
Briscoe,
Brooks,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Cunningham,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Ehler,
Elder,
Finley,

Messrs. Fouke,
Fuller,
Funk,
Gaines,
Galloway,
Goodell,
Hawes,
Hay,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kelly,
Kenny,
Langston,
Lee,
Leith,
Manley,
Mason,
McConnel,
McElvain,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Moffit,
Murray,
Morrison of Cook,
Morse,
Musetter,
Neece,
Nelson,
North,
Olson,
Phillips,
Pixley,

Messrs. Powell,
Pritchard,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Rowley,
Ryan,
Sage,
Sanford,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vocke,
Walte,
Webb,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Armstrong,
Brown of Bond,
Brown of Massac,
Burley,
Carpenter,
Clark of LaSalle,
Cloud of Morgau,
Cofer,
Crouch,
Cumplings,
Dodge,
Easter,
Egan,
Fleharty,
Foss,
Frew,
Galbraith,
Gallagher,
Gass,

Messrs. Gillham,
Hall,
Haines,
Heafield,
Herdman,
Hickox,
Hinchcliffe,
Jones of Crawford,
King of Cook,
King of Jersey,
Knolea,
Koerner,
Lundrum,
Latimer,
Massenburg,
Mayo,
McElwee,
McEwen,

Messrs. McMasters,
Miller of Kane,
Morgan,
Morrill,
Morris,
Phelps,
Price,
Rives,
Roe,
Root,
Ross,
Schwartz,
Short,
Springer,
Vennum,
Waters,
Whitney,
Williams.

So the substitute was adopted.

The question being upon the adoption of the rule, as amended, it was decided in the affirmative.

The recommendation of the committee that the following be added to rule sixty, was, on motion of Mr. Egan, concurred in:

"Nor shall any rule be rescinded or changed without one day's notice being given of the motion therefor, but a new rule not in conflict with existing rules may be added, after such notice, by a majority vote."

The further recommendation of the committee, that the following rule be adopted in lieu of rule fifty-nine, was, on motion of Mr. Root, concurred in:

"The Clerk shall indorse on every bill the number thereof, the name of the member introducing it, the date of introduction, and the several orders taken thereon, and when printed said several indorsements shall be printed at the head of the bill."

The recommendation of the committee that rule forty-five be revised, as follows, was, on motion of Mr. Springer, concurred in:

"45. The Doorkeeper shall provide thermometers, keep the hall properly ventilated, and the temperature thereof uniform."

Mr. Springer moved that one thousand copies of the rules, as revised and adopted, be printed for the use of the House.

Mr. Armstrong moved to amend by striking out "one thousand," and inserting "five hundred."

Mr. Sheldon of Champaign moved to amend the amendment by inserting "three hundred" in the place of "five hundred."

The vote being taken on printing one thousand, it was disagreed to.

The vote was then taken on printing five hundred, and was agreed to.

By unanimous consent,

Mr. Gillham submitted the following:

Resolved, That the use of this hall be granted to the Illinois State Agricultural Society and Industrial University, for holding their proposed series of agricultural and horticultural lectures and discussions, on the evenings of the 12th, 13th, 16th, 17th and 18th instants, as per programme attached.

Pending the consideration of which,

On motion of Mr. Sullivan,

At 12:15 P. M. the House adjourned.

THURSDAY, JANUARY 12, 1871.

Prayer by Rev. Dr. Hale.

The Clerk proceeded to read the journal of yesterday, when

Mr. Richardson moved that the further reading of the journal be dispensed with; which motion was disagreed to, and the reading of the journal was concluded.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

Be it resolved by the General Assembly of the State of Illinois, That her Senators in Congress be instructed, and her Representatives requested to use all proper means to obtain an appropriation for the improvement of the navigation of the Wabash River; and that the Governor be requested to transmit a copy of this resolution to each Senator and Representative from this State.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The Speaker announced the following standing committees of the House:

1. *Judiciary*—Cary, chairman; Waite, Sanford, Wight, Morgan, McMillan, Koerner, Johnston, Frew, Turner, Nelson, Morrison of Monroe, Roberts, Casey of Jefferson, Springer.

2. *Corporations*—Price, chairman; Haines, Pritchard, McConnell, Root, Williamson, Efner, Fleharty, McMasters, King of Jersey, Morrill, Dwight, Fouke, Riggs, Barr.

3. *Railroads*—Hildrup, chairman; Stillwell, Powell, Fuller, Sullivan, McMillan, Price, Waite, Funk, Cunningham, Richardson, Rice of Sangamon, Briscoe, Barnes, Rodgers of Madison.

4. *Inland Commerce and Warehouses*—Morgan, chairman; Egan, Davis, Sullivan, Fuller, Moffit, Stillwell, Collins, Crouch, Root, Carle, Rives, Reise, Nelson, Morse.

5. *Congressional Apportionment*—Root, chairman; Hildrup, Foss, Smith of Ogle, Brown of Massac, Miller of St. Clair, Vennum, Strong, Pixley, Webb, Ralls, Rice of Sangamon, Lee, Knoles, Jones of Crawford.

6. *Legislative Apportionment*—Williams, chairman; Mayo, Phelps, Hildrup, Easter, Powell, Daniels, Hunter, Cloud of Macoupin, Merritt, Jeffries, Kenny, Cummings, Morrison of Monroe, Morrill.

7. *Judicial Department*—Wight, chairman; Rice of Peoria, Wright, Olson, Vocke, Morray, King of Cook, Ryan, Curtiss, Webb, Ross, Cunningham, Neece, Fouke, Herdman.

8. *Finance*—Mayo, chairman; Dodge, Daniels, Cary, Foss, Vennum, Miller of St. Clair, Miller of Kane, Riggs, Gaines, Boyd, Kelly, Edgcomb.

9. *Mines and Mining*—Daniels, chairman; Chandler, North, Clow, Gass, Berry, Strong, Townsend, Hinchcliffe, Gallagher, Neece, Taylor, Hall.

10. *Fees and Salaries*—King of Cook, chairman; Clow, Short, Dodge, Braiden, Derrickson, Rowley, Shaw, King of Jersey, Briscoe, Merritt, Knoles, Armstrong.

11. *Appropriations*—Fuller, chairman; Clow, Derrickson, Brayton, Crouch, Waters, Shaw, Williams, King of Jersey, Cofer, Finley, Riggs, Ayres.

12. *Penitentiary*—Burley, chairman; Townsend, Austin, Sherrill, North, Remsberg, Hickox, Waters, Brooks, Roberts, Merritt, Roessler, Ralls.

13. *Municipal Affairs*—Waite, chairman; Caldwell, Dixon, Wight, Johnston, Williams, Koerner, Burley, Meeker, Dwight, Herdman, Jones of Crawford, Lee.

14. *Education*—Miller of St. Clair, chairman; Rice of Peoria, King of Cook, Massenberg, Reinhardt, Waters, Vocke, Sheldon, Nelson, Phillips, Roessler, Burnside, Mussetter.

15. *State Institutions*—Roe, chairman; Clark of Kane, Sheldon, Davis, Mason, Goodell, Senne, McEwen, Cloud of Morgan, Dwight, Ralls, Barnes, Herdman.

16. *Public Charity*—Clark of Kane, chairman; Cloud of Macoupin, Rowley, Morris, Sherrill, Williamson, Latimer, Braiden, Casey of Shelby, Allen, Miller of Madison, Trimble, Manley.

17. *Public Buildings and Grounds*—Watkins, chairman; Easter, Chandler, Crouch, Strong, Heafield, Davis, Miller of Kane, Springer, Ross, Casey of Jefferson, Hundley, Phillips.

18. *Revenue*—Short, chairman; Campbell, Goodell, Hawes, Smith of Ogle, Whiting, Mayo, Carpenter, Rives, Barr, Cummings, Rich, Gallagher.

19. *Banks and Banking*—Rodgers of Piatt, chairman; Miller of Kane, Funk, McEwen, Efner, Brayton, Jones of Marshall, Foss, Sage, Springer, Langston, McElvain, Landrum.

20. *County Township Organization*—Haines, chairman; Whitney, North, Schwartz, Pixley, Latimer, Gass, Berry, Meeker, Easley, Leith, Armstrong, McElwee.

21. *Agriculture*—Dodge, chairman; Pritchard, Hunter, McMasters, Morris, Funk, Reinhardt, Adams, Gillham, Casey of Shelby, Stewart, Gaines, Reise.

22. *Manufactures*—Carpenter, chairman; Mason, Easter, Caldwell, Chandler, Brown of Bond, Hickox, Galbraith, Edgcomb, Carle, Elder, Langston, Clark of LaSalle.

23. *Canal and River Improvements*—Galloway, chairman; Derrickson, Jones of Marshall, Rice of Peoria, Hunter, Reinhardt, Brown of Massac, Cavan, Morse, Brooks, Clark of LaSalle, Hay, Sage.

24. *Elections*—Curtiss, chairman; Carpenter, Wight, Johnson, Hickox, Shelton, Adams, Webb, Armstrong, Richardson, Morrison of Monroe.

25. *Equalization of Taxes*—McConnell, chairman; Campbell, Dixon, Hawes, Austin, Brayton, Cloud of Macoupin, Miller of Madison, Finley, Burnside, Ayres.

26. *Insurance*—Egan, chairman; Hickox, Massenberg, Braiden, Phelps, Haines, Hinchcliffe, Trimble, Manley, Easley.

27. *Federal Relations*—Galbraith, chairman; Heafield, Brown of Bond, Olson, Humphrey, Galloway, Rice of Sangamon, Jeffries, Benson.

28. *Claims*—McMillan, chairman ; McMasters, Watkins, Wright, Morrison of Cook, Cavan, Taylor, Reise, Allen.
29. *Militia*—Morray, chairman ; Latimer, Humphrey, Mason, Cary, Short, Casey of Jefferson, Reise, Mussetter.
30. *Retrenchment*—Frew, chairman ; Fleharty, Morrison of Cook, Carter, Egan, Roe, Cofer, Kelly, Barrett.
31. *Geological Survey*—Shaw, chairman ; Ryan, Rowley, Roe, Clark of Kane, Sheldon, Barnes, McElwee, Barrett.
32. *Printing*—Sullivan, Chairman ; Caldwell, Ryan, Massenberg, Schwartz, Pixley, Turner, Taylor, Barr.
33. *Roads, Highways and Bridges*—Collins, chairman ; Adams, Brown of Bond, Remsberg, Berry, Senne, Boyd, Benson, Rich.
34. *Executive Department*—Ryan, chairman ; Efner, McEwen, Hunter, Shelton, Turner, Stewart, Elder.
35. *Drainage*—Goodell, chairman ; Moffit, Galbraith, Humphrey, Gass, Austin, Kenny, Rodgers of Madison, Hay.
36. *Contingent Expenses*—Stillwell, chairman ; Vennum, Collins, Rodgers of Piatt, Sanford, Cunningham, Hundley.
37. *Rules*—The Speaker, chairman ; Egan, Haines, Root, Carpenter, Cloud of Morgan, Ross.
38. *Miscellaneous Subjects*—Powell, chairman ; Campbell, Rodgers of Piatt, Heafield, Olson, Gillham, Hall.
39. *State Library*—Brown of Massac," chairman ; "Moffit, Cavan, Taylor, McElvain.
40. *Enrolled and Engrossed Bills*—Jones of Marshall, chairman ; Vocke, Koerner, Jones of Crawford, Lee.
41. *Mileage*—Sherrill, chairman ; Dixon, Hawes, Landrum, Leith.

Leave of absence, for two days, was granted to Mr. Derrickson.

The Speaker laid before the House the following report of Hiram B. Decius, Judge of the Fourth Judicial Circuit ; also, the report of A. J. Gallagher, Judge of the Seventeenth Judicial Circuit ; which were referred to the committee on judicial department: ~~and~~

To the Speaker of the House of Representatives, Springfield, Illinois :

As required by article VI, section 31, of the constitution of the State of Illinois, I have the honor to report the number of days occupied by me in holding courts in the fourth judicial circuit, for the years 1869 and 1870, as follows, to-wit :

In year 1869.

| | | |
|------------------|---------|----------|
| Effingham county | ..... | 31 days. |
| Jasper | " | 16 " |
| Crawford | " | 16 " |
| Clark | " | 30 " |
| Cumberland | " | 18 " |
| Total in 1869 | ..... | 111 " |

In year 1870.

| | | |
|------------------|---------|----------|
| Effingham county | ..... | 45 days. |
| Jasper | " | 16 " |
| Crawford | " | 17 " |
| Clark | " | 38 " |
| Cumberland | " | 25 " |
| Total in 1870 | ..... | 136 " |

The foregoing does not include night sessions nor days in vacation occupied in hearing cases on habeas corpus and petitions for injunctions, nor time spent in traveling to courts.

All of which is respectfully submitted.

JAN. 9, 1871.

H. B. DECIUS,
Judge Fourth Judicial Circuit.

DECATUR, ILL., Jan. 2, 1871.

To the Honorable the General Assembly of the State of Illinois :

As required by the 31st section of article VI, of the constitution of Illinois, I have the honor to report the number of days I have held court, in the several counties composing the seventeenth judicial circuit, during the years 1869 and 1870, respectively.

During the year 1869 I held court in the several counties hereinafter named, as follows :

| | |
|-----------------------------|-----------|
| In the county of Piatt..... | 10 days. |
| “ “ Shelby | 22 “ |
| “ “ Macon | 82 “ |
| “ “ Champaign | 49 “ |
| “ “ Fayette..... | 27 “ |
| “ “ Moultrie | 12 “ |
| “ “ Ford..... | 8 “ |
| <hr/> | |
| Total for year..... | 210 days. |

During the year 1870 I held court in said counties as follows :

| | |
|-----------------------------|-----------|
| In the county of Piatt..... | 17 days. |
| “ “ Shelby..... | 33 “ |
| “ “ Macon | 87 “ |
| “ “ Champaign | 52 “ |
| “ “ Fayette | 28 “ |
| “ “ Moultrie | 14 “ |
| “ “ Ford..... | 16 “ |
| <hr/> | |
| Total for 1870..... | 247 days. |

I have the honor to be, very respectfully,
Your obedient servant,
A. J. GALLAGHER,
Judge Seventeenth Jud. Circuit, Illinois.

Mr. King of Cook moved to dispense with the present order of business, in order to consider Senate resolution relating to the improvement of the navigation of the Wabash River ; which motion was agreed to.

The resolution, as follows, was then read :

Be it resolved by the General Assembly of the State of Illinois, That her Senators in Congress be instructed, and her representatives requested, to use all proper means to obtain an appropriation for the improvement of the navigation of the Wabash River, and that the Governor be requested to transmit a copy of this resolution to each Senator and Representative from this State.

Mr. King of Cook moved that the House concur in said resolution.
Mr. Cummings moved the previous question.

And the question being, “ Shall the main question be now put ? ” it was decided in the affirmative.

The question recurring upon the motion of Mr. King of Cook, it was agreed to, and so the resolution was concurred in.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that under the joint rules of the Senate and House, the President of the Senate has appointed the following Senators, on the part of the Senate, as the joint committee on enrolled and engrossed bills: Senators Eddy and Flagg.

Mr. Whitney presented a petition from sundry citizens of DuPage county, asking that a law be enacted "requiring all convict labor in the State penitentiary to be done and performed within the walls of the penitentiary," etc.; which was

Laid upon the table.

Mr. Armstrong presented a petition of Delos Robinson and sixty-nine others, citizens of LaSalle county, praying that a sluice be made in the Dayton dam, across Fox River.

Referred to the committee on canal and river improvements.

Mr. Curtiss, from the select committee on the Governor's message, submitted the following report:

REPORT OF COMMITTEE ON THE GOVERNOR'S MESSAGE.

The committee to whom was referred the Governor's message, and the assignment of its subjects to proper committees, recommend that the various portions of the said message be referred as follows:

1. That so much of the Governor's message as relates to the violation of the criminal laws of the State, special legislation, the judiciary, eminent domain, criminal justice and pardons, be referred to the committee on judiciary.

2. That so much as relates to public warehouses, be referred to the committee on inland commerce and warehouses.

3. That so much as relates to railroads, be referred to the committee on railroads.

4. That so much as relates to State finances, be referred to the committee on finance.

5. That so much as relates to compensation of public officers, be referred to the committee on fees and salaries.

6. That so much as relates to expenses of General Assembly, be referred to the committee on expenses of the House.

7. That so much as relates to elections and registration of voters, and to minority representation, be referred to the committee on elections.

8. That so much as relates to apportionment, be referred to the committee on legislative apportionment.

9. That so much as relates to revenue, be referred to the committee on revenue.

10. That so much as relates to education, be referred to the committee on education.

11. That so much as relates to educational institutions, be referred to committee on State institutions.

12. That so much as relates to the Southern Normal University, the new State House and other public buildings in course of construction, be referred to the committee on public buildings.

13. That so much as relates to the board of public charities, State charitable institutions, the Soldiers' Orphans' Home and Soldiers' College, be referred to the committee on public charities.

14. That so much as relates to the penitentiary and State reform school, be referred to the committee on the penitentiary.

15. That so much as relates to canals, be referred to the committee on canals and river improvements.

16. That so much as relates to the Adjutant General's report, be referred to the committee on militia.

17. That so much as relates to the separate functions of the State and Federal governments, be referred to the committee on federal relations.

18. That so much as relates to municipal affairs, be referred to the committee on municipal affairs.

IRA R. CURTISS, *Chairman.*
E. R. ROE,
JACOB FOUKE,
JAMES M. WIGHT,
JOHN C. SHORT,
THOS. J. TURNER,
M. M. MORRILL,
Committee.

On motion of Mr. Springer,
The recommendations of the committee were agreed to.

On motion of Mr. Dixon,

It was

Resolved by the House of Representatives, the Senate concurring therein, That five hundred copies of the list of the standing committees of the Senate and House of Representatives of the Twenty-seventh General Assembly be printed, for the use of the Senate and House of Representatives.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Springer,

It was

Resolved, That the committee on public buildings and grounds be instructed to inquire into the expediency of providing for the completion of the new State House sufficiently for the accommodation of the two houses of the next General Assembly; and that if the completion to that extent is practicable, to report to this House a bill for that purpose.

On motion of Mr Casey of Jefferson,

It was

Resolved, That the Governor be requested to furnish this House with a list of the persons who do now, or did during the years 1869 and 1870, hold positions in this State as trustees or commissioners of charitable or educational institutions; and also a statement showing the amount of Auditor's warrants drawn in favor of each of said persons during the time aforesaid, and on what account said Auditor's warrants were drawn.

Mr. Campbell submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby requested to communicate with the members of the late Constitutional Convention, and request them, upon the part of this General Assembly, that they donate five copies each of the printed debates of the Constitutional Convention, in order that each member of this Legislature may be supplied with a copy without charge.

Mr. Cavan moved to lay said resolution upon the table; which motion was disagreed to.

Mr. Morrill moved the adoption of Mr. Campbell's resolution, and upon this motion moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Morrill, it was agreed to.

Mr. Root submitted the following :

WHEREAS it is obvious to this House, that a more than ordinary amount of reading will be required at the Clerk's desk during the present session; therefore

Resolved, That the Speaker be and he hereby is authorized to employ James K. Magie, of Fulton county, as an additional Reading Clerk, upon the same basis of compensation as shall be allowed to the other Clerks of the House.

Mr. Landrum moved to lay said resolution on the table; which was disagreed to.

Mr. Sheldon moved to refer said resolution to the committee on contingent expenses.

Mr. Jones of Marshall moved to lay the motion of Mr. Sheldon on the table; which motion was disagreed to.

The question recurring upon the motion of Mr. Sheldon of Champaign, it was agreed to.

On motion of Mr. Neece,

It was

Resolved, That the committee on railroads be required at an early day to report a bill regulating and defining the rate of charges of railroad companies for freight and passengers.

Mr. Merritt submitted the following:

Resolved, That each committee be requested to select one of its members to act as clerk of said several committees.

On motion of Mr. Campbell,

Said resolution was laid upon the table.

Mr. Townsend submitted the following:

Resolved, That the committee on judiciary be instructed to inquire into the expediency of extending the jurisdiction of justices of the peace, to two hundred dollars, in all civil cases.

Mr. McMillan moved that said resolution be laid on the table; which motion was disagreed to.

The question recurring upon the adoption of the resolution of Mr. Townsend, it was agreed to.

Mr. Merritt submitted the following:

Resolved, That the Speaker be requested to appoint Elliot Drummond as an additional page of this House.

Mr. Goodell moved to refer said resolution to the committee on contingent expenses.

Mr. Hickox moved to lay said resolution on the table; which was disagreed to.

The question recurring upon the motion of Mr. Goodell, it was agreed to.

On motion of Mr. Phillips,

It was

Resolved, That it is the sense of this House, that it is incompatible with true courtesy for any gentleman, having made a speech upon a subject, to immediately move the previous question, thus endeavoring to deprive other gentlemen of the privilege he has enjoyed himself.

By leave, Mr. Hall presented a communication from Mr. A. M. Garland, the Secretary of the Illinois State Agricultural Society, and from W. C. Flagg, Secretary of the Board of Trustees of the Illinois Industrial University, requesting the use of the hall for a series of agricultural lectures and discussions.

On motion of Mr. Cummings,

The communication was referred to the committee on agriculture.

Mr. Roe submitted the following :

Resolved, That the Speaker of this House be authorized to appoint a messenger to pass between the House and the Senate, if he shall find it necessary.

Referred to the committee on contingent expenses.

Mr. Haines submitted the following :

Resolved, That the Secretary of State is hereby authorized and required to furnish the Doorkeeper of the House of Representatives, upon his written order, such furniture and other supplies as are necessary for the convenience and comfort of the members.

Referred to the committee on contingent expenses.

Mr. Herdman submitted the following :

Resolved, That in the introduction of bills, the roll of members shall be called through in alphabetical order from "A to W," and from "W to A," on alternate days; and when a member is called, he shall have the privilege of introducing two bills.

On motion of Mr. King of Cook,

Said resolution was referred to the committee on rules.

Mr. Cavan submitted the following :

Resolved, That the committee on judiciary be requested to inquire into the expediency of abolishing grand juries in this State.

Mr. Crouch submitted the following substitute for said resolution :

Resolved, That the committee on judiciary be instructed to inquire into the expediency of abolishing the grand jury system.

On motion of Mr. Springer,

The substitute was amended, by striking out the word "judiciary," and inserting the words "judicial department."

The question recurring upon the adoption of the substitute, it was agreed to.

The resolution, as amended, was then adopted.

On motion of Mr. Powell,

It was

Resolved, That Lewis Badolett, of Marion county, be declared elected Third Assistant Doorkeeper.

Mr. Langston submitted the following :

Resolved, That the committee on roads, highways and bridges be and they are hereby instructed to prepare a bill, looking to a thorough change of the road law, so that they may be built and repaired and kept in order by contract to the lowest responsible bidder.

On motion of Mr. King of Cook,

Said resolution was referred to the committee on roads, highways and bridges.

Mr. Rice of Sangamon submitted the following :

Resolved, That the committee on elections be instructed to report an act to establish an uniform time for holding State, county, city and township elections throughout the State, so far as the same can be done in harmony with the constitution.

Referred to the committee on elections.

Mr. Phelps submitted the following :

WHEREAS by section 25 of the constitution, the General Assembly is required to provide, by law, that the fuel, stationery and printing paper furnished for the use of the State, the copying, printing, binding and distributing the laws and journals, and all other printing ordered by the General Assembly, shall be let by contract to the lowest responsible bidder; and whereas by section 19 of the constitution, the General Assembly shall never authorize the payment of any claim, or part thereof, created against the State under any agreement or contract made without express authority of law; therefore,

Resolved, That the committees on printing and contingent expenses be requested to give the subject their immediate attention, and speedily report such bill or bills as may be necessary to carry out the provisions of the constitution.

Referred to the committee on printing.

Mr. Roessler submitted the following :

Resolved, That the committee on miscellaneous subjects shall inquire as to the propriety of introducing a bill for the appointment of a guardian by county courts, to take charge of the property of habitual drunkards, thus preventing them from wasting it.

Referred to the committee on miscellaneous subjects.

Mr. Frew submitted the following :

Resolved, That the committee on judicial department is hereby requested to inquire into the expediency of allowing a fair compensation to justices of the peace and police magistrates, and constables and witnesses, in all criminal cases, whether the criminal be found guilty, or bound over to the courts, or acquitted.

Referred to the committee on judicial department.

Mr. Barr submitted the following :

WHEREAS certain persons, other than members, are entitled to the privilege of this floor; and whereas there are no seats provided for their accommodation in this hall; therefore, be it

Resolved, That the Doorkeeper of this House be, and he is hereby authorized, to procure a sufficient number of chairs for the accommodation of such persons, and place the same on this floor at the rear of the desks of the members.

On motion of Mr. Morrison of Cook,

Said resolution was referred to the committee on contingent expenses.

Mr. Price submitted the following :

Resolved, That the Postmaster of this House be directed to appoint William W. Shrader mail messenger, and that he be paid the same wages as shall be allowed the Assistant Postmaster.

Mr. Miller of St. Clair moved to refer said resolution to the committee on contingent expenses; which was disagreed to.

Mr. Miller of St. Clair moved to amend by inserting the name of L. B. Weldon in place of William Shrader.

Mr. McMillan moved the following substitute for Mr. Price's resolution :

Resolved, That the Speaker appoint such additional assistants in the postoffice department as may be found necessary.

Which was agreed to.

The resolution, as amended, was then adopted.

Leave of absence, for two days, was granted Mr. Cloud of Morgan.

Mr. Roessler submitted the following :

WHEREAS the Governor, in his message, relating to the Penitentiary, states "that he found on his visit, in July, 1869, that the debts of the institution were greatly

understated; that the commissioners admit an indebtedness of \$832,832 18, having exhausted (in eighteen months) an appropriation of \$500,000, made at the last General Assembly, and that a disagreement existed between the commissioners, whereby the discipline of the institution was impaired and diminished, and the labor of convicts affected;" therefore,

Resolved, That for the purpose of making a thorough investigation, the committee on penitentiary be and is hereby authorized to send for witnesses, compel attendance and require their testimony under oath, and for all books and papers in relation thereto, and report to this House at its earliest convenience.

On motion of Mr. Roessler,
Said preamble and resolution were adopted.

On motion of Mr. Cavan,
At 12:20 P.M., the House adjourned to 2 o'clock P. M.

TWO O'CLOCK P. M.

On motion of Mr. Knoles,
It was

Resolved, That the committee on railroads be and they are hereby directed to report a bill to this House providing for *pro rata* rates and charges for the transportation of freight and passengers.

On motion of Mr. Olson,
It was

Resolved, That the committee on judiciary be instructed to inquire into the expediency of enacting a law permitting persons charged with crime to testify in their own defense.

Mr. Brown of Massac submitted the following:

Resolved, That the judiciary committee be requested to report a bill for the regulation of the practice of medicine in this State, for the protection of the public from the impositions now being practiced by uneducated and unprincipled partia.

On motion of Mr. Haines,
Said resolution was referred to the committee on judiciary.
Mr. Remsberg submitted the following:

Resolved, That the committee on judiciary be, and is hereby instructed, to inquire into the expediency of reporting a bill to correct certain abuses growing out of the right of plaintiff to institute suit before any justice of the peace in the county in which defendant lives; such right of plaintiff often working injustice to defendant by subjecting him to unnecessary and unjust expense, amounting at times to a malicious prosecution.

Referred to the committee on judiciary.
Mr. Reinhardt submitted the following:

Resolved, That the committee on agriculture be hereby instructed to report a bill to encourage the planting of forest trees in this State.

Referred to the committee on agriculture.
Mr. Burnside submitted the following:

Resolved, That it is the sense of this House that such legislation is necessary as to require railroads to adopt uniform rates of freight and passage upon their respective lines without regard to distance, per mile, and said rates to be uniform throughout the State.

Mr. Haines moved that said resolution be referred to the committee on railroads, and that said committee be instructed to report a bill embodying the principles of said resolution; which motion was agreed to.

The Speaker announced that he had appointed as additional assistant in the post office, Mr. S. B. Weldon.

The introduction of bills being in order,

Mr. Springer introduced

House bill, No. 8, for "An act to create a sinking fund after the payment of the State debt now due, for the payment of the principal and interest of the State debt falling due after the year 1876,"

Which was ordered to a first reading.

Mr. Vocke introduced

House bill, No. 9, for "An act for the better security and protection of persons insuring their lives,"

Which was ordered to a first reading.

Mr. Lee introduced

House bill, No. 10, for "An act to establish a uniform jurisdiction on civil cases of justices of the peace and police magistrates throughout the State of Illinois,"

Which was ordered to a first reading.

Mr. Merritt introduced

House bill, No. 11, for "An act to amend the school law,"

Which was ordered to a first reading.

Mr. Miller of Kane introduced

House bill, No. 12, for "An act to authorize the establishment of savings banks,"

Which was ordered to a first reading.

Mr. Dwight introduced

House bill, No. 13, for "An act to fix the times of holding justices' courts,"

Which was ordered to a first reading.

Mr. Springer introduced

House bill, No. 14, for "An act for the assessment of property and the levy and collection of taxes,"

Which was ordered to a first reading.

Mr. Miller of Kane introduced

House bill, No. 15, for "An act to authorize the forming of associations for the erection of monuments in memory of the dead,"

Which was ordered to a first reading.

Mr. Ryan introduced

House bill, No. 16, for "An act to secure the attendance of children upon the public schools,"

Which was ordered to a first reading.

Mr. Jones of Crawford introduced

House bill, No. 17, for "An act entitled 'an act to amend the criminal code,' "

Which was ordered to a first reading.

Mr. Herdman introduced

House bill, No. 18, for "An act supplemental to chapter nine (9) of the Revised Statutes, entitled 'Attachments in the Circuit Courts,' and an act amendatory thereof, approved February 13, 1865,"

Which was ordered to a first reading.

Mr. Merritt introduced

House bill, No. 19, for "An act to regulate the reporting of the decisions of the supreme court of this State,"

Which was ordered to a first reading.

Mr. Strong introduced

House bill, No. 20, for "An act to establish a board of railroad commissioners,"

Which was ordered to a first reading.

Mr. Gillham introduced

House bill, No. 21, for "An act to incorporate the Alton Roman Catholic Total Abstinence and Benevolent Society,"

Which was ordered to a first reading.

Mr. King of Cook introduced

House bill, No. 22, for "An act to amend an act entitled 'an act in relation to limited partnerships,' "

Which was ordered to a first reading.

Mr. Vocke introduced

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' ' approved February 8, 1853,"

Which was ordered to a first reading.

House bills on second reading being in order,

House bill, No. 1, for "An act to provide for the payment of the State debt,"

Was taken up, and read a second time.

Mr. Springer submitted the following amendment :

Strike out sections six and seven, and in line three of section eight the words "or by the sale of any portion or all of the sinking fund herein provided for."

On motion of Mr. Waite,

The bill and pending amendment were referred to the committee on finance.

House bill, No. 2, for "An act to provide for the health and safety of persons employed in coal mines,"

Was taken up, and read a second time.

Mr. Roe submitted the following amendment :

"Provided this act shall only affect and be applicable to coal mines which have been worked for an aggregate time equal in all to seven years."

On motion of Mr. Galloway,

The bill and pending amendment were referred to the committee on mines and mining.

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company,"

Was taken up, and read a second time.

Mr. Sheldon of Champaign submitted the following amendment :

That all that part of the bill recited in the preamble be stricken out.

On motion of Mr. Casey of Jefferson,

The bill and pending amendments were referred to the committee on judiciary.

House bill, No. 4, for "An act to amend an act entitled 'an act to change and fix the time of holding court in the second and third judicial circuits of this State,' "

Was taken up and read a second time.

On motion of Mr. Dwight,

The bill was referred to a special committee consisting of the members from the twenty-fourth representative district.

House bill, No. 5, for "An act empowering married women to contract, and providing for the manner of instituting suits thereon; also, in relation to contracts of married women entered into by them before marriage,"

Was taken up and read a second time.

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having twenty thousand inhabitants and upwards,"

Was taken up and read a second time.

Mr. Roe offered the following amendment:

Strike out all after section one.

Mr. Olson submitted the following amendment:

Strike out "twenty thousand inhabitants," wherever it occurs, and insert "ten thousand inhabitants."

On motion of Mr. Rice of Sangamon,

The bill and pending amendments were referred to the committee on elections.

House bill, No. 7, for "An act for the protection of farmers and fruit growers,"

Was taken up and read a second time.

On motion of Mr. Koerner,

The bill was referred to the committee on agriculture.

On motion of Mr. Morse,

Leave of absence was granted to Mr. Cummings until Monday.

On motion of Mr. Armstrong,

The House, at 4:15 P. M., adjourned.

FRIDAY, JANUARY 13, 1871.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was read.

Leave of absence for two days was granted to Mr. King of Jersey.

Mr. Roe presented a petition from sundry citizens of McLean county, asking for a change in the school law concerning the sale of school lands; which was

Referred to the committee on education.

Mr. Clark of LaSalle presented a petition from sundry medical practitioners of Northern Illinois, concerning the appointment of Mrs.

Dr. Ann Martin to the position of Principal Physician in the Northern Illinois Hospital and Asylum for the Insane; which was

Referred to the committee on public charities.

Leave of absence was granted to Mr. Clark of LaSalle, until Monday evening next.

The reports of standing committees being in order,

Mr. Dodge, from the committee on agriculture, to whom was referred the subject of granting the use of the hall of the House of Representatives to the State Agricultural Society, submitted the following report:

The committee on agriculture, to whom was referred the subject of granting the use of the hall of the House of Representatives to the State Agricultural Society, on the evenings of the 12th, 13th, 16th, 17th and 18th insts., for the purpose of a series of lectures, have had the same under consideration, and beg leave to report:

That they are of the opinion that the practice of granting the use of the hall to other purposes than that for which it is assigned by law, not only tends to great inconvenience on the part of members, but is as a general rule impolitic, and considering that if the rule is relaxed in one instance, however worthy may be the application, it will lead to a precedent that cannot consistently be hereafter avoided, they therefore feel compelled to recommend that the application in question be not granted.

WILLIAM B. DODGE,
Chairman.

The report of the committee was concurred in.

The reports from select committees being in order,

Mr. Dwight, from the special committee, to whom was referred House bill, No. 4, for "An act to amend an act entitled 'an act to change and fix the times of holding court in the second and third judicial circuits of this State,' " submitted the following report:

To the Honorable Members of the House of Representatives:

We, the special committee to whom House bill, No. 4, was referred, would respectfully report that we have had the same under consideration. Your committee, having duly considered the same, would recommend the passage of said bill.

All of which is respectfully submitted.

SAMUEL L. DWIGHT,
T. E. MERRITT,
Special Committee.

The report of the committee was concurred in, and the bill ordered to lie on the table and be printed.

Mr. Phelps submitted the following:

Resolved, That this House concur in the action taken by the Senate in the appointment of members to serve on the joint committee on enrolled and engrossed bills, and that the Speaker be empowered to appoint three (3) members of this House to serve with the two members appointed by the Senate, the five members so appointed to constitute said joint committee.

Mr. Cary moved that the consideration of said resolution be postponed until the committee on rules submit their report on the joint rules of the House and Senate; which motion was agreed to.

Mr. Dixon submitted the following :

Resolved, That the chairmen of the several standing committees of this House be authorized to appoint Clerks and secure rooms, whenever, in the opinion of the Speaker of the House and the chairman of any such committees, a clerk or special rooms shall be necessary.

On motion of Mr. Goodell,

Said resolution was referred to the committee on contingent expenses.

Mr. Short submitted the following :

Resolved, That the judiciary committee be and they are hereby instructed to inquire into the expediency of the enactment of a law for the more effective suppression of horse stealing, by authorizing the formation or incorporation of companies for that purpose, and investing the members thereof with police powers.

Which was referred to the committee on judiciary.

Mr. Jones of Marshall submitted the following :

Resolved, That a law should be passed which will prohibit the catching of fish by means of seines or nets, in any of the lakes, rivers or other waters within this State.

Which was referred to the committee on miscellaneous subjects.

On motion of Mr. McMillan,

It was

Resolved, That the committee on fees and salaries be and they are hereby instructed to report a bill, on as early a day as practicable, fixing a uniform schedule of fees to be charged for services rendered by public officers of every grade throughout the State, and that they also report a bill fixing the salaries of public officers, as contemplated by the constitution, and that they consider the expediency of giving effect to such proposed acts on a date prior to the first day of July, A.D. 1871.

Mr. Miller of Kane submitted the following :

Resolved, That the Secretary of State be and he is hereby instructed to furnish to the chairmen of the several committees of this House, for use during the session, one copy each of Gross' Compilation of the Statutes.

On motion of Mr. Schwartz,

Said resolution was referred to the committee on contingent expenses.

On motion of Mr. Gillham,

It was

Resolved, That the committee on roads, highways and bridges, be requested, and are hereby instructed to prepare a bill at an early day, for an act to establish roads and cartways connecting with a public road, for private use, as constitutionally provided.

On motion of Mr. Springer,

It was

Resolved, That the committee on municipal affairs be instructed to report to this house, at the earliest time practicable, a bill for an act to provide for the sale of real estate for the non-payment of taxes and special assessments in the cities and towns of this State, in accordance with section 4, article IX, of the new constitution.

Mr. Finley submitted the following :

Resolved, That the committee on the judicial department be instructed to inquire into the propriety of providing for the establishment of courts of inferior

jurisdiction to circuit courts in cities of two thousand inhabitants and upward and where said cities are ten or more miles from the county seat of the county in which they are situated.

Which was referred to the committee on the judicial department.

On motion of Mr. Knoles,
It was

Resolved, That the committee on roads, highways and bridges be and they are hereby instructed to report a bill to this house providing for the location and establishment of public highways on county lines between counties under township organization and counties not under township organization.

Mr. Phillips submitted the following:

Resolved, That the following be adopted as one of the standing rules of the house:

"Any member introducing a motion, resolution or other debatable matter, shall, after the question has been stated by the Speaker, be first entitled to the floor."

On motion of Mr. North,
Said resolution was laid upon the table.

On motion of Mr. Short,
It was

Resolved, That the clerk be and he is hereby directed to furnish to the chairman of each committee, as soon as possible after each adjournment, copies of resolutions or other matters (except bills) referred to them respectively, during the day.

Mr. Whitney submitted the following:

Resolved, That the committee on judiciary be and they are hereby requested carefully examine the practical workings of the divorce laws of this State, with a view to ascertaining whether additional legislation is not necessary for the protection of the rights of non-resident defendants.

Which was referred to the committee on judiciary.

Mr. Schwartz submitted the following:

Resolved, That the committee on judiciary be requested to inquire into the expediency of preparing a bill for the protection of the innocent and uninformed against the vending or otherwise offering to sell, in this State, patent medicines without first leaving on file with the county clerk of each county, a statement of the ingredients of such patent medicines, proposed to be sold in said county.

Which resolution was,

On motion of Mr. Haines,
Referred to the committee on judiciary.

Mr. Chandler submitted the following:

Resolved, That the railroad companies of this State shall permit the owners of warehouses, coal yards, coal mines and lumber yards to construct and connect branch or side tracks with their roads, and that they shall afford the same facilities for the transportation of freight to and from said side tracks, as from regular stations on their roads; and whenever said railroad companies shall fail to provide cars sufficient for transporting all freight offered at said branch or side tracks, the owners of the same may furnish cars for their own traffic, for which said railroad companies shall pay the same rate for car service, as paid on their respective roads.

Which was referred to the committee on railroads.

On motion of Mr. Massenberg,
It was

Resolved, That the committee on elections be instructed to prepare a bill for the protection of the purity of elections, against the use of money or other undue influences, as a means of controlling votes, as suggested by the Governor's message.

Mr. Johnston submitted the following:

WHEREAS, by the Constitution of 1870, it is made the duty of the General Assembly to provide a thorough and efficient system of free schools, whereby the children of this State may receive a good common school education; and whereas the policy of our State has ever been consistent and in harmony with our fundamental law; and whereas it appears, by official reports, that in the year 1869 the school population of this State was 888,180; the number of children enrolled, 706,780; the average daily attendance, 269,766; while the average absence of those enrolled was 437,014; showing an alarming want of attendance; and whereas the safety of our State, the perpetuity of our Government, the protection of life, person and property, and justice to the children, demand that education should be the rule, and not the exception; therefore,

Resolved, That the committee on education be and are hereby requested to make careful inquiry into the constitutionality and propriety of so amending the school law of this State as to thereby and thereunto humanely compel parents and guardians to educate their children and wards, by giving to school directors such powers in the premises as may be deemed necessary; and report to this house at as early a day as practicable, by bill or otherwise.

Which was referred to the committee on education.

Mr. Barnes submitted the following:

Resolved, That the committee on roads and highways be instructed to inquire into the expediency of causing counties not under township organization to be divided into road districts, and of enabling the citizens of such road districts to levy a tax for road purposes in such districts.

Which was referred to the committee on roads, highways and bridges.

Mr. Nelson submitted the following:

Resolved, That the committee on fees and salaries be requested to report to this house, at an early day, a bill providing for the increase, to a just amount, of the per diem of jurors serving in the circuit and other courts of record of this State.

Which was referred to the committee on fees and salaries.

Mr. Jones of Crawford submitted the following:

Resolved, That the committee on judiciary be and they are hereby instructed to prepare, at as early a date as possible, a general game law for the preservation of game in this State.

Which was referred to the committee on judiciary.

Mr. Ralls submitted the following:

Resolved, That the committee on education be instructed to inquire into the expediency of providing for paying county school superintendents out of funds raised for school purposes, and not out of the county treasuries; and that they report by bill or otherwise.

Which was referred to the committee on education.

Mr. Lee submitted the following:

Resolved, That the committee on judicial department be and are hereby instructed to inquire into the expediency of providing, by law, for the appointment of official short-hand reporters in and for the several circuit courts of this State; and to report by bill or otherwise.

On motion of Mr. Morrison of Monroe,

Said resolution was referred to the committee on the judicial department.

Mr. Burnside submitted the following :

Resolved, That it is the sense of this House that the committee on judiciary be requested to inquire into the expediency of reporting a bill simplifying the practice in circuit courts so as to dispense with filing declaration preparatory to commencing suits on plain notes of hand.

Which was referred to the committee on judiciary.

Mr. Massenberg submitted the following :

WHEREAS this Assembly contains a large minority entitled to respect and consideration ; therefore,

Resolved, That if more officers are deemed necessary for the service of this House, such officers be elected from said minority.

Resolved, That this resolution be referred to the committee on contingent expenses and elections.

On motion of Mr. Jones of Crawford,

Said resolution was referred to the committee on public charities.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring therein, That five hundred copies of the list of the standing committees of the Senate and House of Representatives, of the Twenty seventh General Assembly, be printed, for the use of the Senate and House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness."

In the passage of which I am directed to ask the concurrence of the House of Representatives.

On motion of Mr. Wright,

It was

Resolved, That the judiciary committee, at an early date, take into consideration the expediency of decreasing the number of justices of the peace, in the several towns and precincts of this State ; and report by bill or otherwise.

On motion of Mr. Phelps,

It was

Resolved, That the Clerk of the House be instructed to forthwith procure, for the use of members and reporters of this House, printed lists of members of this House, alphabetically arranged by counties, and that the same be printed in large, clear type, for ready and convenient reference.

By unanimous consent,

Mr. Mason, from the special committee on heating and ventilation, submitted the following report :

Your special committee on heating and ventilation, after a thorough investigation of the subject, beg leave to report as follows:

Your committee find that the heating apparatus consists of two

boilers, 36 inches each in diameter and 10 feet in length, containing 20 flues $3\frac{1}{2}$ inches in diameter and 10 feet long, and which are capable of evaporating 232 gallons of water per hour, which will produce 38,430 cubic feet of steam at the pressure used for heating the house, and that the boilers are furnished with one safety valve each, of one inch in diameter, which your committee consider entirely inadequate, being only one-eighth of the required capacity. We therefore recommend that additional safety valves be placed on said boilers, of at least seven square inches of area for each boiler.

Your committee also find that there are six coils of pipe placed under the main floor of the building, for the purpose of heating the air as it passes into the house, and that the boilers, pipes, etc., will be sufficient for that purpose, provided a sufficient circulation of air is allowed to pass over the pipes or coils. Your committee find, however, that there is now no ventilation or outlet from the house. The air is, therefore, retarded in its passage over the coils into the house, and is thereby overheated—destroying the healthful properties of the air we breathe, making it dangerous for those afflicted with bronchial diseases to remain for several hours in the house under its influence. Your committee would, therefore, recommend that suitable foul air ducts or boxes be placed below the floor of the house, and registers placed in the floors with passages into such foul air ducts or boxes, and that the boxes lead to the side of the building, passing out through the basement windows, and there connecting with an upright shaft or chimney, having an area of not less than twenty square feet, at the bottom of which shall be placed a coil of steam pipe to accelerate the passage of foul air, and on the top of which shall be placed a cap or head commonly called an “Emerson Ventilator”—the whole of such air ducts and shafts to be made with matched boards, and to be as tight as possible.

Your committee beg leave to report further, that they found the men who were attending to the boilers and apparatus, inexperienced engineers, and, as we believe, unsafe men to be left in charge of the same, notwithstanding the claim of the contractor that he exercised a supervision over the men in charge of the boilers. Your committee would, therefore, recommend that Robert Hays be appointed as engineer in charge of said boilers and heating apparatus, and that the Door-keeper be instructed to furnish such help out of the present force as may be necessary to the working of the same with safety and economy.

Your committee would, therefore, recommend that the further ventilation of the house should receive immediate attention, in order to preserve the health of the members of this House; and that Adjutant General Dilger be instructed to see that the recommendations herein made are immediately and faithfully carried out.

Signed by the committee:

CARLISLE MASON,
WM. P. CHANDLER,
GEO. W. ARMSTRONG,
J. A. CARPENTER,
CHAS. H. RICE.

Mr. Springer moved to refer the report to the committee on public buildings and grounds; which was not agreed to.

On motion of Mr. McMillan,

It was

Resolved, That said select committee be instructed to reconsider their report; and having ascertained the cost of making the necessary alterations and improvements, that they then confer with the trustees of this building, and ascertain whether they consent to such alterations and improvements; and report the result of such reconsideration.

Mr. Rives submitted the following:

Resolved, That the Speaker of this House appoint the following named boys as Pages of this House, viz: Charles Willard, Lafayette Post, Elliot Drummond, William McCutchen and James Crane—being the same five that were originally selected by the Secretary of State on the organization of this House.

On motion of Mr. Goodell,

Said resolution was referred to the committee on contingent expenses.

Mr. Phillips submitted the following:

Resolved, That the committee on the judiciary be instructed to examine the constitution of the State, and report to this House, as soon as possible, whether or not Cook county, under the provisions of the constitution, is entitled to more than fifteen members in this body.

On motion of Mr. Morrison of Monroe,

Said resolution was referred to the committee on elections.

Mr. Taylor submitted the following:

Resolved, That the committee on education be requested to inquire into the expediency of abolishing the office of County Superintendent of Public Instruction in this State.

Which was referred to the committee on education.

Mr. Williams submitted the following:

Resolved, That the committee on education be instructed to inquire into the expediency of making the office of school treasurer an elective office; and that all school treasurers be required to report to each annual town meeting all money received and paid out.

Mr. Easley moved to lay said resolution on the table; which was not agreed to.

The question recurring upon the adoption of the resolution, it was agreed to.

Mr. Miller of Madison submitted the following:

Resolved, That the committee on judiciary be requested to inquire into the expediency of enacting a law to compel parties asking for appeal from justices' courts to pay all cost accrued on the suit from which said appeal is asked for.

Which was referred to the committee on judiciary.

On motion of Mr. Elder,

It was

Resolved, That the committee on judiciary be instructed to ascertain what legislation is necessary to make our judicial system conform to the present constitution of the State of Illinois; and that they report by bill or otherwise.

Leave of absence for two days was granted Mr. Kenny.

Mr. Herdman submitted the following:

WHEREAS, since the location of the Federal Capital on the eastern confines of the Republic, the States and the people of the Union have extended westward

from the Alleghanies to the Pacific Ocean, and southward to the Gulf of Mexico and the Rio Grande, embracing an area of territory and volume of population not contemplated at the date of such location; and whereas all experience shows that relative equality of access to the Federal Capital, between all sections of the country, is essential to a just and equal hearing and consideration, by the authorities of the General Government and departments of the same, of public questions and interests variously affecting different sections of the Union; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives in Congress be requested to give their support to all proper measures tending to the speedy location of the Federal Capital at or near the centre of the location of the Republic.

Resolved, That His Excellency, the Governor, be requested to transmit a copy of this resolution to each of our Senators and Representatives in Congress.

Mr. Sheldon moved to refer said resolutions to the committee on federal relations; which motion was not agreed to.

The question recurring upon the adoption of the resolutions, it was agreed to.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Haines moved to reconsider the vote by which the resolution of Mr. Phillips, relating to the number of members Cook county is entitled to, was referred to the committee on elections; which motion was agreed to.

On motion of Mr. Haines,

Said resolution was laid upon the table, with permission to call it up at any subsequent time.

On motion of Mr. Carpenter,

It was

Resolved, That the committee on municipal affairs be requested to inquire into the expediency of passing such laws as shall make all city officers elective.

At 12:25 P. M.,

Mr. Campbell moved to adjourn; which motion was not agreed to.

On motion of Mr. Springer,

At 12:29 P.M., the House adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

Leave of absence, until Tuesday morning, was granted to the following members: Messrs. Mason, Whitney, Berry, Vocke, Carle, Gass, Rodgers, Daniels, Burley, Sheldon, Brown of Bond, Koerner, Ross, Phillips, Root, Humphrey, Gillham, McElvain, Short and Schwartz.

Mr. Remsberg submitted the following:

WHEREAS it will be necessary that members have a chance to attend to their private business and visit their families; therefore,

Resolved by the House of Representatives, the Senate concurring therein, That immediately after the election of United States Senator and the announcement thereof, this General Assembly will adjourn, to meet in one week.

Mr. Phillips submitted the following substitute:

Resolved, That when this House adjourn, it be until Monday at 3 o'clock P. M.

On motion of Mr. Cavan,
The whole subject was laid on the table.

On motion of Mr. Sheldon,
It was

Resolved, That the election of United States Senator, so far as this House is concerned, be made the special order of business for 12 o'clock M., on Tuesday next.

Mr. Humphrey submitted the following:

Resolved, That the committee on agriculture be directed to inquire into the expediency of a law regulating stock running at large, and making the owners of stock, so running at large, responsible for all damage done.

Which was referred to the committee on agriculture.

Mr. Root submitted the following:

Resolved, That the Clerk be and he is hereby authorized to procure the usual number of diagrams of this Chamber, for each member and officer, at a price not exceeding that paid for each copy for the Twenty-sixth General Assembly.

Which was referred to the committee on printing.

Mr. Haines submitted the following:

Resolved, That the Doorkeeper be authorized to furnish the janitor for the committee rooms connecting with this building.

Mr. Neece moved to amend by striking out "Doorkeeper," and inserting "Speaker."

Mr. Goodell moved to refer said resolution, and pending amendment, to the committee on contingent expenses; which motion was agreed to.

Mr. Knoles submitted the following:

Resolved, That when this House adjourn, it adjourn to 8 o'clock P. M., Monday next.

On motion of Mr. Cavan,
Said resolution was laid upon the table.

On motion of Mr. Springer,
It was

Resolved, That the policemen be instructed to reserve the seats in the side galleries, on Tuesday and Wednesday next, for ladies only.

By unanimous consent,

Mr. Egan, from the joint committee on rules, submitted the following report:

JOINT RULES OF SENATE AND HOUSE.

1. In every case of amendment of a bill agreed to in one house and dissented to in the other, if either house shall request a conference and appoint a committee for that purpose, and the other house shall also appoint a committee to confer, such committee shall, at a convenient hour, to be agreed upon by their chairmen, meet at some convenient place, and state to each other verbally, or in writing, as either may choose, the reason of their respective houses for and against the amendment, and interchange propositions for modifications to meet the sense of the two houses, and confer freely thereon.

2. When a message shall be sent from the Senate to the House of Representatives, it shall be announced at the door of the House by

the Doorkeeper, and shall be respectfully communicated to the chair by the person by whom it may be sent.

3. The same ceremony shall be sent from the House of Representatives to the Senate.

4. Messages shall be sent by such persons as a sense of propriety in each house may determine to be proper.

5. After each house shall have adhered to their disagreement, a bill or resolution shall be lost.

6. While bills are on their passage between the two houses, they shall be under the signature of the Secretary or Clerk (as the case may be), respectively.

7. After a bill has passed both houses, it shall be enrolled before it is presented to the Governor.

8. When bills are enrolled, they shall be examined by a joint committee of two from the Senate and three from the House of Representatives, which joint committee shall consist of members of the standing committees on engrossed and enrolled bills of both houses, who shall carefully compare the enrolled bills with the engrossed bills so passed by both houses, correct any errors which may be discovered in the enrolled bills, and make their report forthwith to their respective houses—the Secretary or Clerk having previously certified, on the margin of the roll, in which house it originated.

9. After examination and report, each bill shall be signed in the respective houses, first by the Speaker of the House of Representatives and then by the President of the Senate.

10. After a bill shall have been signed by the Speaker of the House of Representatives and by the President of the Senate, it shall be presented by said committee to the Governor, for his approbation. The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the journal of each house.

11. All resolutions and memorials which are to be presented to the Governor, shall be previously enrolled, examined, signed and presented by the committee, reported, and entry thereof made, as provided in case of bills.

12. When a bill or resolution, which shall have passed one house, is rejected in the other, information thereof shall be given to the house in which the same shall have passed.

13. When the consideration of any bill, memorial or resolution, which has originated in one house, shall be postponed in the other house to a day so distant that it will not be taken up again at the present session, the house in which such bill, memorial or resolution shall have originated shall be forthwith informed of such postponement.

14. When a bill, memorial or resolution, which has passed one house, is rejected in the other, it shall not again be introduced during the same session, without a notice of three days and leave of the house in which it shall be renewed.

15. Each house shall transmit to the other all papers on which any bill or resolution shall be founded.

16. All joint elections shall be in the hall of the House of Representatives, and the members shall vote *viva voce*, except where the

constitution has provided otherwise; and when the election is by joint ballot, the Speaker shall appoint one member of each house as tellers; and in all cases a majority of votes given shall be requisite to constitute an election.

17. While the two houses are acting together upon elections, or otherwise, questions of order shall be decided by the Speaker of the House, subject to an appeal of both houses, as though but one body was in session. A call of members of either house may be had in joint meeting by order of the house in which the call is desired,

18. Motions to postpone or adjourn shall be decided by a joint vote of both houses; and yeas and nays upon such motions, if required, shall be entered upon the journals of both houses.

19. Upon questions arising requiring the separate decision of either house, the Senate shall withdraw until the decision is made: *Provided*, that a question upon motions for call of either house shall not come within the provisions of this rule.

20. Each house shall have the liberty of ordering the printing of bills, messages and reports, without the consent of the other.

21. That whenever any message, bill, report or document shall be ordered to be printed by the Senate or House, for the use of both houses, it shall be the duty of the Secretary of the Senate, or Clerk of the House, (as the case may be) immediately to report the fact of the passage of said order to the other branch of the General Assembly, together with the number so ordered to be printed, in case it shall exceed the number ordered to be printed under the joint rules of both houses.

Which report was concurred in.

Mr. Knoles submitted the following:

Resolved, That when this House adjourn, it adjourn to 10 o'clock A. M., Monday next.

On motion of Mr. Crouch,

Said resolution was laid upon the table.

Mr. Haines submitted the following:

Resolved, That the Speaker having appointed, for the time being, a person to take charge of the outside door of this hall, that J. W. H. Jackson, the person so appointed, be continued in such position until the further order of the House.

Mr. Goodell moved that said resolution be referred to the committee on contingent expenses; which motion was not agreed to.

On motion of Mr. Neece,

The resolution of Mr. Haines was laid on the table.

On motion of Mr. Waite,

The rules were suspended, and Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. McMillan,

At 3:25 P. M. the House adjourned.

SATURDAY, JANUARY 14, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The journal of yesterday was read.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring therein, That the Secretary of State be and is hereby requested to communicate with the members of the late Constitutional Convention, and request them, on the part of this General Assembly, that they donate five copies each of the printed debates of the Constitutional Convention, in order that each member of this Legislature may be supplied with a copy without charge.

The Speaker laid before the House the following communication from J. Gillespie, chairman of a meeting of Circuit Judges, held in Springfield, January 10th and 11th ; which was referred to the committee on judicial department :

To the Honorable the General Assembly of the State of Illinois :

At a meeting of a number of the Circuit Judges, held at Springfield, on the 10th and 11th days of January, 1871, after full consultation on the subject of the unequal amounts of labor performed by them, respectively, it was

Resolved, That in the opinion of the judges here present, owing to the location of many of the circuit judges, it is impracticable at this session of the General Assembly to change and equalize *all* the judicial districts of the State, so as to give to each judge a fair and equitable division of territory and labor, without virtually legislating some of the judges out of their own circuits ; and we deem it proper to respectfully suggest to the General Assembly the propriety of equalizing the circuits, so far as the same can be done ; and in addition thereto, for the purpose of equalizing labor, that the judges of such circuits as may not perform a fair share of labor may be authorized to hold courts in other circuits, at the request of the presiding judge of such circuit ; and to enable them to do so, we recommend the passage of a law (to continue in force until the next election for circuit judges) authorizing the holding of courts in two or more counties of the same circuit at the same time, or to assist such judge in the trial of causes in the county where he may then be presiding, by holding a separate court ; and that he may have authority to impanel additional jurors. And it was further

Resolved, That we respectfully recommend the passage of a law, authorizing the appointment, by the presiding judge, or otherwise, of an official reporter of trials for each circuit.

Resolved, That we are of opinion that the establishment of uniform rules of practice throughout the State would be extremely beneficial ; and having made several ineffectual attempts to have all the judges of the circuit courts meet and adopt such rules, and being now satisfied that such rules can only be established through legislative agency, we respectfully suggest to your honorable body the propriety of passing a law providing such uniform rules of practice. And it was further

Resolved, That, in the opinion of this meeting, it is improper for us to make suggestions to the General Assembly of such imperfections in the laws as have come under our observation, and the amendments proper to be made thereto—as the duty of reporting such imperfections and omissions as our experience may suggest, is imposed upon us by the thirty-first section of article VI. of the Constitution, and such reports must be made to the Judges of the Supreme Court. And it was further

Resolved, That while we disclaim any right to recommend action on the part of the Legislature, and do not wish to even seem to interfere with the exercise of its appropriate functions, we deem it not improper or disrespectful, in this instance, to submit the same to its consideration ; and that, therefore, these resolutions be signed by the chairman, and by him transmitted to each branch of the General Assembly.

J. GILLESPIE, *Chairman*.

The Speaker laid before the House the following report of Charles Turner, Judge of the Twenty-first Judicial Circuit :

To the Honorable the General Assembly of the State of Illinois :

In accordance with the provisions of section thirty-one (31), of article six (6), of the constitution, I submit the following report of the number of days I have held court, in each of the counties of the twenty-first circuit, for the years 1869 and 1870, respectively :

| | | |
|---------------------------|-------|--------------|
| Tazewell county, 1869 | ..... | 78 days. |
| Mason " " | ..... | 67 " |
| Cass " " | ..... | 23 " |
| Menard " " | ..... | 13 " |
| | | <hr/> |
| | | 181 " |
| Tazewell county, 1870 | ..... | 69 days. |
| Mason " " | ..... | 52 " |
| Cass " " | ..... | 22 " |
| Menard " " | ..... | 16 " |
| | | <hr/> |
| | | 159 " |

Total number of days for two years, 340.

I am, very respectfully,
Your obedient servant,
CHARLES TURNER,
Judge Twenty-first Circuit, Illinois.

JAN. 9, 1871.

Which was referred to the committee on judicial department.

On motion of Mr. Cavan,

The petition of Jas. S. Whitney, and others, which was previously presented and laid on the table, asking for such legal enactments as shall insure persons who have committed capital crimes, and been cleared of the same on account of the plea of insanity, being sent to the lunatic asylum, was taken from the table and

Referred to the committee on public charities.

Mr. Reinhardt presented a petition from sundry citizens of the town of Hennepin, Putnam county, asking for the rescinding of the last amendment to the city charter of the town of Hennepin ; which was

Referred to the committee on municipal affairs.

Mr. Brown of Massac presented a petition from sundry citizens of Pulaski county, relating to restoring citizenship to Alvin Mize ; which was

Referred to the committee on penitentiary.

Leave of absence until next Monday was granted Messrs. Galloway and Chandler.

On motion of Mr. Benson,

It was

Resolved, That the committee on the penitentiary inquire into the expediency of repealing the present law governing that institution, and, at as early a day as

possible, present a law empowering the State to lease the penitentiary in a manner that will insure the safety of the prisoners and remuneration to the State.

On motion of Mr. King of Cook,

It was

Resolved, That the Secretary of State, the Auditor, the Superintendent of Public Instruction, and the State Treasurer, be and they are hereby severally requested to furnish the House with a statement showing the amount of fees and emoluments received by them respectively, during the year 1870, and the sources from which the same were respectively derived.

Mr. King of Cook submitted the following :

Resolved, That the committee on municipal affairs is hereby requested and directed to prepare and present to this house a bill to prevent horses, cows and other cattle, swine, goats and sheep from running at large in any city in this State.

Which was referred to the committee on municipal affairs.

Mr. Sherrill submitted the following :

Resolved, That in all counties in this State, where the whole number of votes polled at the last November election for State and county officers, did not exceed 5,000, the registry law shall be dispensed with.

Which was referred to the committee on elections.

Mr. Pritchard submitted the following :

Resolved, That the committee on roads, highways and bridges be and is hereby instructed to report a bill for an act authorizing commissioners of highways to employ suitable persons in their road district to cut, pull or otherwise destroy all noxious weeds that now, through neglect, are fast spreading over our beautiful prairies.

Which was referred to the committee on roads, highways and bridges.

Mr. Watkins submitted the following :

WHEREAS it is believed that there are large sums of money in various banks of this State, deposited there by persons since deceased, leaving no legal heirs to the same and reverting to the State under the statute ; therefore,

Resolved, That the finance committee be instructed to take such action as is necessary to ascertain the amount so deposited, and report to this House.

Which resolution was adopted.

Mr. Dixon submitted the following :

Resolved, That Charles Kelly be continued as one of the pages of this House, he being one of the number appointed by the Secretary of State, and also promised by the Speaker of this House, and has been at work since the General Assembly began.

On motion of Mr. Cary,

Said resolution was referred to the committee on contingent expenses.

Mr. Roberts submitted the following :

WHEREAS the interests of the people of the whole country imperatively demand a radical change in our tariff laws, to the end that the same may speedily be reduced to as near a free trade basis as is consistent with the interest of the whole country ; therefore,

Resolved by this House, the Senate concurring, That our Senators in Congress be instructed, and our Representatives in Congress be requested, to urge and use all honorable means to secure such a modification and reduction of our tariff laws as will place all the interests of our country on an equality with respect to taxation.

Mr. Frew moved that said resolution be ordered printed, and made the special order for eleven o'clock A. M. Thursday next.

The question being upon the motion of Mr. Frew,

It was decided in the affirmative, { Yeas 81
Nays 54

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Adams, Austin, Braiden, Brayton, Brown of Massac, Caldwell, Campbell, Carpenter, Cary, Cavan, Clark of Kane, Cloud of Macoupin, Clow, Collins, Crouch, Curtiss, Davis, Dixon, Dodge, Easter, Efner, Egan, Fleharty, Fosk, Frew, Fuller, Galbraith, | Messrs. Goodell, Haines, Heafield, Hildrup, Hunphrey, Hunter, Johnston, Jones of Marshall, King of Cook, Latimer, Mussenburg, Mayo, McConnel, McEwen, McMasters, McMillan, Miller of Kane, Miller of Madison, Moffit, Morgan, Murray, Morris, Morrison of Cook, Nelson, North, Olson, Pixley, | Messrs. Powell, Pritchard, Price, Reinhardt, Remsberg, Rice of Peoria, Rodgers of Platt, Roe, Root, Rowley, Ryan, Sanford, Schwartz, Senne, Shelton of Warren, Sherrill, Smith of Ogle, Stillwell, Strong, Sullivan, Townsend, Vennum, Waite, Waters, Williams, Williamson, Wight. |
|--|---|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Allen, Armstrong, Ayres, Barnes, Barr, Barrett, Benson, Boyd, Briscoe, Burnside, Casey of Jefferson, Casey of Shelby, Cofer, Cunningham, Dwight, Edgcomb, Elder, Finley, | Messrs. Fouke, Gaines, Hall, Hay, Herdman, Hinchcliffe, Hundley, Jeffries, Jones of Crawford, Kelly, Landrum, Lee, Leith, Manley, McElwee, Meeker, Merritt, Morrison of Monroe, | Messrs. Mussetter, Ralls, Reese, Reise of Logan, Rice of Sangamon, Rich, Riggs, Rives, Roberts, Ross, Sage, Springer, Stewart, Taylor, Trimble, Turner, Webb. |
|---|--|---|

So the resolution of Mr. Roberts was ordered to be printed, and was made the special order for Thursday next at 11 o'clock A. M.

On motion of Mr. Springer,

It was

Resolved, That the committee on revenue be and they are hereby requested to report to this House, a bill for an act for the assessment of property, and the levy and collection of taxes.

On motion of Mr Casey of Jefferson,
At 12:05 P. M., the House adjourned.

MONDAY, JANUARY 16, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Dr. Crane.

The journal of Saturday was read.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives herein concurring, That on Tuesday, the 17th day of January, inst., at eleven o'clock A. M., each house shall, by itself, and in manner prescribed by the act of Congress approved July 25, 1866, name a person for Senator in Congress from the State of Illinois, for the term of six years from the 4th day of March, A.D. 1871; and on Wednesday, the 18th inst., at twelve o'clock, meridian, the members of the two houses shall convene in joint assembly in the hall of the House of Representatives, and in the manner prescribed in said act declare the person who has received a majority of the votes in each house, if any one person has received such majority, duly elected Senator to represent the State of Illinois in the Congress of the United States, for the term aforesaid; and if no one person has received such majority, then proceed as prescribed in said act, in joint assembly to choose a person for the purpose aforesaid.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Root submitted the following :

I hereby give notice of a proposition to add to the rules of the House the following new rule :

"RULE 64. Not more than one half hour each day shall be devoted to the introduction of resolutions, unless the House otherwise direct."

Mr. Springer presented a petition from the Board of Supervisors of Sangamon county, asking the Legislature to enact more stringent liquor laws; which was

Referred to the committee on municipal affairs.

Mr. Springer presented a preamble and resolution of the Board of Supervisors of Sangamon county, in favor of the repeal of section 12 of the charter of the city of Springfield; which was

Referred to the committee on municipal affairs.

Mr. Sullivan, from the committee on printing, submitted the following report :

Your committee on printing, to whom was referred the following :

Resolved, That the Secretary of State be authorized to deliver to each member of the Legislature one copy each of the journal and debates of the Constitutional Convention.

Have the honor to report that finding that the Secretary of f. copies of the "Journal and Del. commend that the resolution be

On motion of Mr. Ha
The report of the commit
Mr. Sullivan, from the c
lowing report :

Your committee on print

Resolved, That the Clerk of t
cause to be printed, from time
bills introduced, arranged in
by whom introduced, and the

Have the honor to rep
and recommend its adop

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lution adopted.

Mr. Sullivan, from
ing report :

Your committee

Resolved, That the f
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Have the honc
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discharged fr
Mr. Morri

Resolved, T
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resolution.

Mr. Root moved that said resolution be referred to the committee on education.

The question being upon the motion of Mr. Root,

It was decided in the negative, as follows: { Yeas.....43
Nays.....90

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Barr,
Barrett,
Boyd,
Braiden,
Brayton,
Briscoe,
Brown of Massac,
Carpenter,
Cary,
Casey of Shelby,
Clark of Kane,
Clow,
Collins,
Cunningham,

Messrs. Curtiss,
Dodge,
Egan,
Foss,
Fuller,
Goodell,
Haines,
Headfield,
Massenberg,
McConnell,
McEwen,
Merritt,
Miller of Kane,
Miller of St. Clair,

Messrs. Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rich,
Roberts,
Root,
Ross,
Sanford,
Smith of Ogle,
Sullivan,
Vennum,
Walte,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Beason,
Burnside,
Campbell,
Casey of Jefferson,
Caran,
Cloud of Macoupin,
Coffey,

Messrs. Hinchelliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
King of Cook,
Knobles,
Landrum,
Langston,
Latimer,
Leith,
Mank,
Mayo,
McKiva,
McLew,
Mast-
ker,
Mason,
Mey,
Moffat,
Moffat of St. Clair,

Messrs. Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rives,
Roe,
Rowley,
Ryan,
Sage,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Strong,
Townsend,
Trotter,
Trotter of St. Clair,

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Mr. K

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Have the honor to report that they have considered the same, and finding that the Secretary of State has not a sufficient number of copies of the "Journal and Debates" to supply all the members, recommend that the resolution be not adopted.

W. K. SULLIVAN,
THOS. J. TURNER,
WM. MASSENBERG,
W. W. BARR,
OSMAN PIXLEY,
N. H. RYAN.

On motion of Mr. Haines,

The report of the committee was laid on the table.

Mr. Sullivan, from the committee on printing, submitted the following report :

Your committee on printing, to whom was referred the following :

Resolved, That the Clerk of the House be and is hereby instructed to keep and cause to be printed, from time to time, for the use of the House, an index of all bills introduced, arranged in numerical order, and showing the title of the bill, by whom introduced, and the committee to whom the same was referred.

Have the honor to report that they have considered the resolution, and recommend its adoption.

W. K. SULLIVAN,
THOS. J. TURNER,
WM. MASSENBERG,
W. W. BARR,
OSMAN PIXLEY,
N. H. RYAN.

The recommendation of the committee was agreed to, and the resolution adopted.

Mr. Sullivan, from the committee on printing, submitted the following report :

Your committee on printing, to whom was referred the following :

Resolved, That the Clerk be and he is hereby authorized to procure the usual number of diagrams of this Chamber, for each member and officer, at a price not exceeding that paid for each copy for the Twenty-sixth General Assembly.

Have the honor to refer the resolution back to the House, your committee not concurring therein ; and your committee request to be discharged from the further consideration of the same.

W. K. SULLIVAN,
THOS. J. TURNER,
WM. MASSENBERG,
OSMAN PIXLEY,
W. W. BARR,
N. H. RYAN.

The report of the committee was concurred in, and the committee discharged from the further consideration of the same.

Mr. Morrison of Cook submitted the following :

Resolved, That it is the sense of this House, that the reading of the Bible be discontinued in the public schools of this State, and that the committee on education be instructed to report a bill to carry into effect the object embodied in this resolution.

Mr. Root moved that said resolution be referred to the committee on education.

The question being upon the motion of Mr. Root,

It was decided in the negative, as follows : { Yeas.....43
Nays.....90

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Barr,
Barrett,
Boyd,
Braidon,
Brayton,
Briscoe,
Brown of Massac,
Carpenter,
Cary,
Casey of Shelby,
Clark of Kane,
Clow,
Collins,
Cunningham,

Messrs. Curtiss,
Dodge,
Egan,
Foss,
Fuller,
Goodell,
Haines,
Heafield,
Massenberg,
McConnell,
McEwen,
Merritt,
Miller of Kane,
Miller of St. Clair,

Messrs. Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rich,
Roberts,
Root,
Ross,
Sanford
Smith of Ogle,
Sullivan,
Vennum,
Walte,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Benson,
Burnside,
Campbell,
Casey of Jefferson,
Cavan,
Cloud of Macoupin,
Cofer,
Crouch,
Cummings,
Daniels,
Dixon,
Easter,
Edgcomb,
Efner,
Elder,
Finley,
Flehart,
Frew,
Funk,
Gaines,
Galbraith,
Hall,
Hay,
Herdman,
Hickox,
Hildrup,

Messrs. Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford
Jones of Marshall,
Kelly,
King of Cook,
Knoles,
Landrum,
Langston,
Latimer,
Leith,
Manley,
Mayo,
McElvain,
McElwee,
McMasters,
Meeker,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musssetter,
Nelson,
North,

Messrs. Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rives,
Roe,
Rowley,
Ryan,
Sage,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Strong,
Townsend,
Trimble,
Turner,
Waters,
Watkins,
Webb,
Williams,
Wight,
Mr. Speaker,

So the House refused to refer the resolution to the committee on education.

On motion of Mr. King of Cook,

The resolution of Mr. Morrison of Cook was laid upon the table.

Mr. Springer submitted the following :

Resolved by the House of Representatives of the State of Illinois, the Senate concurring herein. That our Senators in Congress be instructed and our Representatives be requested to use all their influence to procure the passage of a law, by the present Congress, re-apportioning Congressional representation, upon the basis of the census of 1870, and that such re-apportionment be made to apply to the Forty-second Congress, the term of which begins on the 4th day of March next.

Resolved, further, That it is the sense of this General Assembly that whatever increase of Representatives in Congress may be allotted to this State, should be elected upon a general ticket of the whole State, upon the principle of minority

representation provided in the new Constitution for the election of members of the House of Representatives of this State, and unless otherwise provided by the Legislatures of the several States.

Mr. Cary moved to amend the last resolution by striking out all after the words "the whole State."

The question being upon the motion of Mr. Cary,

It was decided in the affirmative : { Yeas.....78
Nays55

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Braidon,
Brayton,
Brown of Massac,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Cronch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,

Messrs. Funk,
Galbraith,
Goodell,
Haines,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Latimer,
Mayo,
McConnell,
McEwen,
McMasters,
Miller of Kane,
Miller of St. Clair,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Root,
Rowley,
Ryan,
Sanford,
Sanne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Walte,
Waters,
Watkins,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Burnside,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Cummings,
Cunningham,
Edgcomb,
Elder,
Finley,
Gaines,

Messrs. Hall,
Hay,
Herdman,
Hinchclife,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Knobs,
Landrum,
Langston,
Lee,
Manley,
Massenberg,
McElwee,
Meeker,
Merritt,
Morrison of Monroe,

Messrs. Morse,
Mussetter,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Roe,
Roos,
Sage,
Springer,
Trimble,
Turner,
Webb.

So the amendment proposed by Mr. Cary was adopted.

Mr. North moved to further amend the second resolution by adding the words "unless otherwise provided by this General Assembly."

On motion of Mr. Johnston,

Said amendment, proposed by Mr. North, was laid upon the table.

The question recurring upon the adoption of the resolution, as amended, it was agreed to.

Mr. Campbell submitted the following :

Resolved, That the committee on revenue be requested to inquire into the expediency of exempting from taxation homestead property to the amount of three

hundred dollars; and if found advisable, to report to this House a bill for that purpose, or to engraft into the revenue bill a provision to that effect.

Which was referred to the committee on revenue.

Mr. Cary submitted the following :

Resolved, That the committee on judiciary be instructed to inquire as to what legislation is necessary to simplify the practice in suits on insurance policies; and report by bill or otherwise.

Which was referred to the committee on judiciary.

On motion of Mr. Haines,

It was

Resolved, That the committee on counties and township organization be and they are hereby instructed to inquire as to what legislation is necessary to create uniformity in the manner of organization of the county boards, in the counties of the State that have adopted township organization, as contemplated by the Constitution, as revised and amended; and that they report by bill or otherwise as early as practicable.

Mr. Johnston submitted the following :

Resolved, That the committee on judiciary be and is hereby instructed to revise and bring into one act all the laws now in force, in this State, pertaining to the rights of married women to have and control their own real and personal property and individual earnings; alter and amend the same as may be deemed just, right, proper and necessary; and report by bill at as early a day as practicable.

Which was referred to the committee on judiciary.

By unanimous consent, Mr. Stillwell, from the committee on contingent expenses, submitted the following report :

To the Honorable, the House of Representatives of the State of Illinois :

The committee on contingent expenses of the House, having had the various matters submitted to them by resolution or otherwise, under consideration, respectfully report :

That they report back to the House the resolution offered therein, recommending the employment of James K. Magie, as an additional Reading Clerk for the House, with the recommendation that the same be adopted.

They report the following substitute for the resolution authorizing the Doorkeeper to procure seats for visitors entitled to seats upon the floor of the House :

Resolved, That the committee on contingent expenses be authorized to purchase two dozen chairs, for the use of visitors entitled to seats upon the floor of the House; and that said committee be further empowered to purchase such furniture for committee rooms as they may deem necessary.

They further report, that they are of opinion, from consultation with the Doorkeeper and members of the House, that the pages, twelve in number, already appointed, are sufficient, and they recommend that the resolution looking to further appointments in that direction, be not adopted.

They recommend that the Speaker be authorized to appoint a suitable person to act as messenger between the House and Senate, if found necessary, in accordance with the resolution offered.

They further report that they have assigned and set apart to the use of the committee on judiciary, and to the committee on education, room No. 19, in rear of and in the same building of the hall of the House of Representatives, with the understanding that the committee first named shall have preference in the use of the same. They have assigned room No. 22 to the committees on judicial department, finance, and on fees and salaries; and room No. 23 to the committees on inland commerce and warehouses, and on railroads.

They further report, that they have ordered the construction of a separate room, by temporary partition, from the rear end of that occupied by the post office of this House—the same, when completed, to be assigned to the Enrolling and Engrossing Clerk and to the committee on enrolled and engrossed bills.

They further state, that they have about concluded arrangements for all the additional committee rooms which, in their opinion, will be necessary, and will report as soon as possible the localities and committees assigned thereto, respectively

Respectfully submitted.

JOHN STILLWELL, *Ch'n.*
THOMAS VENNUM,
PHILIP COLLINS,
P. H. SANFORD,
WM. B. HUNDLEY,
J. R. CUNNINGHAM.

Jan. 16, 1871,

On motion of Mr. Springer,

That part of the report relating to the messenger between the House and Senate, was stricken out.

The question being upon the adoption of the report, as amended, it was agreed to.

Mr. Phillips submitted the following:

WHEREAS there is a large class of the taxpayers of this State who do not believe that King James' translation of the Bible is a correct translation, and who believe that even a correct version should only be publicly read and taught by persons educated and ordained by their church for such reading and instruction; and whereas there is another respectable class of taxpayers who do not believe in the teaching of the New Testament; and still another class that do not believe in the truth of either the Old or New Testament; and whereas all these classes are compelled to contribute to the common school fund, and it is impossible to select any translation of the Bible to the teachings of which all will agree; therefore,

Resolved, That while we mean no disrespect to the Bible, nor express any doubt of its divine teachings, to which many of us, if not all, subscribe, yet it is the sense of this House that the public reading of the Bible, or the use of any sectarian text-books, should not be allowed by law, being inconsistent with the spirit of the Constitution of the State.

Mr. Crouch moved to lay the said resolution on the table; which motion

| | |
|---------------------------------|----------------|
| Was decided in the affirmative, | { Yeas.....103 |
| | { Nays..... 33 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barr,
Benson,
Boyd,
Bralden,
Brayton,
Briscoe,
Brown of Massac,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Edgcomb,
Etner,
Egan,
Elder,
Foss,
Frew,

Messrs. Fuller,
Funk,
Gaines,
Galbraith,
Goodell,
Hall,
Haines,
Hay,
He field,
Herdman,
Hickox,
Hildrup,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
Knies,
Latimer,
Leith,
Manley,
Massenberg,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of St. Clair,
Morgan,
Murray,

Messrs. Morris,
Mussetter,
Olson,
Pixley,
Powell,
Pritchard,
Ralls,
Reis- of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roe,
Root,
Rowley,
Sage,
Sanford,
Senne,
Sheton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Strong,
Townsend,
Turner,
Vennum,
Waters,
Watkins,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Barrett,
Burnside,
Casey of Jefferson,
Cummings,
Cunningham,
Finley,
Fleharty,
Hinchclife,
Handley,
Kelley,

Messrs. Landrum,
Langston,
McElwee,
Mecker,
Morrison of Cook,
Morrison of Monroe,
Morse,
Nelson,
North,
Phelps,
Phillips,

Messrs. Price,
Reese,
Reinhardt,
Roberts,
Ross,
Ryan,
Springer,
Sullivan,
Trimble,
Walte,
Webb.

So the resolution was laid upon the table.

Mr. Campbell, at 12:10 P. M., moved that the House do now adjourn; which motion was not agreed to.

On motion of Mr. Barnes,

It was

Resolved, That the committee on revenue examine into the expediency of amending the proposed revenue law, referred to them, so that section 40 shall read as follows:

"Section 40. In counties not under township organization at the general election in November, one thousand eight hundred and seventy-one, and every two years thereafter, there shall be elected a county assessor, who shall be a *bona fide* resident citizen of such county; and the person so elected shall hold his office two years, or until his successor is elected and qualified, subject, however, to all the fines and penalties and removal from office provided for in this act. Said assessor shall, immediately after his election, execute and file with the county clerk his bond as assessor, in the penal sum of one thousand dollars, with security to be approved by the county court, and conditioned for the faithful performance of all the duties required of him by law, as such assessor. Deputy assessors may be appointed by the assessor; and a vacancy from any cause in the office of assessor shall be filled by appointment by the county judge, until the next regular November election, when there shall be an election to fill the term or unexpired term, as the case may be; and every assessor elected or appointed to fill a vacancy

shall, before he enters upon the discharge of the duties of an assessor, execute bond and qualify in like manner as the assessor, and shall be entitled to the same compensation, and be subject to the same liabilities and penalties."

Mr. Jones of Marshall submitted the following :

Resolved, That the committee on election be and is hereby instructed to inquire into the expediency of reporting a bill which will correct the abuses growing out of the numbering of ballots, as prescribed and practiced under the election law now in force.

Which was referred to the committee on elections.

On motion of Mr. Campbell,
At 12:25 P. M. the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Turner,
The rules were suspended, and
Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly,"
Was taken up, read a first time, and
Ordered to a second reading.

Mr. Merritt submitted the following :

Resolved, That Elliot Drummond and B. F. Stephenson be and are hereby appointed Pages of this House.

Mr. Dixon moved to amend by adding Charles Kelly.

Mr. Campbell moved to amend the amendment by adding Arthur Cole.

Mr. Cary moved to refer said resolution and pending amendments to the committee on contingent expenses ; which motion was agreed to.

Mr. Ralls submitted the following :

Resolved, That the committee on education be requested to inquire into the expediency of amending the present school law of this State, so that directors of schools shall advertise for the space of thirty days for teachers for their respective school districts, so that all teachers may know and be permitted to file their petitions to teach such school ; and after said directors are satisfied that any such persons are competent to teach such school, that the person offering to teach such for the lowest amount of money shall be employed ; and further, that said committee be requested to inquire into the expediency of engrafting into the school law a provision authorizing and empowering county school superintendents to appoint deputies.

Which was referred to the committee on education.

Mr. Barnes submitted the following :

Resolved, That the Secretary of State be authorized and directed to pay off and discharge all Pages and appointees employed by him for the purpose of temporary organization, and not now permanently employed by this House ; that the temporary Pages be paid \$2 per day and other appointees \$3 per day, for each day's service.

Which was referred to the committee on contingent expenses.

On motion of Mr. Phelps,

The rules were suspended, and Senate message, reported to this House this morning, being a resolution concerning the election of United States Senator, was taken up.

On motion of Mr. Phelps,

Said joint resolution was concurred in.

Mr. Vennum submitted the following:

Resolved, That the committee on judicial department inquire into the expediency of providing, by law, that the sessions of the Supreme Court be held only at the State Capitol; that two sessions or terms thereof be held each year, and that the judges thereof be permitted to reside at the place of holding court without losing residence in their respective districts, so as to render them ineligible to a re-election; and that said committee report by bill or otherwise.

Which was referred to the committee on the judicial department.

By unanimous consent, a resolution, previously laid on the table, concerning the appointment of members from this House to serve with the members appointed by the Senate, on the joint committee on enrolled and engrossed bills, was taken up.

On motion of Mr. Phelps,

Said resolution was agreed to.

On motion of Mr. Landrum,

It was

Resolved, That the committee on roads and bridges be instructed to inquire into the expediency of leaving it discretionary with the commissioners of highways, in towns under township organization, to fix the width of roads established and laid out by them, their decision to be subject to an appeal to the board of supervisors, as in other matters; and that the same discretion be exercised in the laying out roads in counties not under township organization, subject to such appeal as may be established by law.

Mr. Dixon submitted the following:

WHEREAS, the interests of the people of the whole country demand a reduction of taxation, both by internal revenue and tariffs,

Resolved by this House, the Senate concurring, That our Senators and Representatives in Congress be instructed to fully recognize in all legislation upon the subject of revenue and taxation, the following, to-wit: "That as taxation is a pecuniary burden imposed by public authority on the property of the people for the maintenance of the Government, the payment of its debts, and the promotion of the general welfare, Congress ought not to tax the substance or the earnings of the citizen for any other purpose than those above indicated; and it is wrongful and oppressive to enact revenue laws for the special advantage of one branch of business at the expense of another; and that the best system of protection to industry is that which imposes the lightest burdens and the fewest restrictions in the property and business of the people, and promotes the prosperity of all."

On motion,

Said preamble and resolution was made the special order for eleven o'clock A. M., Thursday next, to be considered in connection with a resolution submitted by Mr. Roberts upon the same subject.

Mr. Barrett submitted the following:

Resolved, That the committee on railroads be requested to inquire into, and report by bill or otherwise to the House, what legislation, if any, is necessary to regulate and equalize the charges of all express companies doing business within the limits of the State of Illinois.

Which was referred to the committee on railroads.

Mr. Morgan submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be authorized to purchase for the State Library fifty copies of the last edition of Gross' Statutes, in order that members of this Assembly may be able to ascertain what the laws now are.

Which was referred to the committee on contingent expenses.

On motion of Mr. Riggs,

It was

Resolved, That the committee on revenue examine into the expediency of amending the proposed revenue law referred to them, so that section 168 shall read as follows :

"Every collector, upon receiving the tax list or warrant, shall proceed to collect the taxes therein mentioned, and for that purpose shall cause three printed notices to be posted in every town or district for which such collector has been chosen, and shall cause the same to be inserted in any newspaper published in said town or district, if any be published therein, for four consecutive weeks, stating in such notice upon what day or successive days the collector will, by himself or deputy, attend in such town or district, at some convenient place named therein, for the purpose aforesaid, on the day and at the place named in such notice; and county collectors shall also attend by himself or deputy, at his office at the county seat, during the month of February, for the same purpose. The said notice shall be considered a demand for the taxes."

Mr. Ayres submitted the following :

Resolved, That the power of the General Assembly heretofore to change the names of persons for the adoption into other families, and for other purposes, being now forbidden by the Constitution of the State of Illinois, shall hereafter vest in the Circuit Courts of the several judicial districts of this State; and the judiciary committee inquire into the same, with leave to report by bill or otherwise.

Which was referred to the committee on judiciary.

Mr. Sherrill submitted the following :

Resolved, That the law relating to private roads be so amended that farms disconnected from the public highway by reason of roads being vacated or not laid out, or from any other cause, the owners of said farms shall have free ingress and egress to their land; and also, those persons whose lands are so situated as to require it, shall have free access to the rivers and streams in this State for the purpose of watering their stock via said private roads.

Which was referred to the committee on roads, highways and bridges.

On motion of Mr. Carpenter,

It was

Resolved, That the committee on roads, highways and bridges be requested to inquire into the expediency of passing such laws as shall empower the highway commissioners of towns to borrow money for the purpose of building and repairing bridges.

Mr. Pritchard submitted the following :

Resolved, That the committee on county and township organization be and are hereby instructed to inquire into the expediency of reporting a bill for an act exempting all lands in this State from assessment and taxation, when used by the public as a road or highway by virtue of any act or acts of the Legislature of this State.

Which was referred to the committee on counties and township organization.

On motion of Mr. Heafield,

It was

Resolved, That the committee on roads, highways and bridges be and they are hereby instructed to inquire as to the expediency of a provision declaring that in case of the vacation of a portion of an existing highway, by order of the highway authorities, leaving one of the points of termination without connection with any highway, that such order of vacation shall operate as a vacation of the whole road.

On motion of Mr. Price,

It was

Resolved, That the committee on railroads be instructed to inquire into the expediency and practicability of establishing by law a code or system of railroad signals, which shall be uniform on all railroads in this State; and that they report by bill or otherwise, as they may deem proper.

Mr. Pritchard submitted the following:

Resolved, That the committee on public charities be and are hereby instructed to inquire into the expediency of reporting a bill for an act requiring married daughters to take care of and provide for indigent parents, when they have the ability.

Which was referred to the committee on public charities.

Mr. Ayres submitted the following:

Resolved, That the committee on finance inquire into the propriety of enacting a law requiring the legal voters, under forty-five years of age, to contribute a moiety of tax per capita, for the support of the government of the State of Illinois, not exceeding \$1 50 each per annum.

Which was referred to the committee on judiciary.

On motion of Mr. Phillips,

It was

Resolved, That the committee on revenue be instructed to examine the proposed revenue law, and amend so as to strike out all tax upon incomes or the business energy of the country.

Mr. Latimer submitted the following:

WHEREAS the present laws in regard to partition fences between neighbors are inefficient, and subject parties to vexatious delays; therefore,

Resolved, That the committee on agriculture be instructed to inquire into the expediency of introducing a bill to remedy the aforesaid defects.

Which was agreed to.

On motion of Mr. Haines,

The resolution relating to the appointment of Mr. Jackson as outside Doorkeeper, was taken from the table.

On motion of Mr. Goodell,

Said resolution was referred to the committee on contingent expenses.

• A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution; to-wit:

Resolved by the House of Representatives of the State of Illinois, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all their influence to procure the passage of a law, by the present Congress, re-apportioning Congressional representation, upon the basis of the

census of 1870, and that such re-apportionment be made to apply to the Forty-second Congress, the term of which begins on the 4th day of March next.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of the following resolution, to-wit :

Resolved, further, That it is the sense of this General Assembly that whatever increase of Representatives in Congress may be allotted to this State, should be elected upon a general ticket of the whole State.

Mr. Waters introduced

House bill, No. 24, for "An act to incorporate the Grand Pier Mining and Manufacturing Company."

Which was referred to the committee on mines and mining.

Mr. Nelson introduced

House bill, No. 25, for "An act fixing the salaries of the judges of the Supreme Court of this State."

Which was referred to the committee on fees and salaries.

Mr. Morrison of Monroe introduced

House bill, No. 26, for "An act to prevent domestic animals from running at large."

Which was referred to the committee on agriculture.

Mr. Gillham introduced

House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint."

Which was referred to the committee on agriculture.

Mr. Benson introduced

House bill, No. 28, for "An act to authorize the laying out and establishing private roads and cartways for private and public purposes."

Which was referred to the committee on roads, highways and bridges.

Mr. Waite introduced

House bill, No. 29, for "An act to modify the form of action and practice in certain cases."

Which was referred to the committee on judiciary.

Mr. Fleharty introduced

House bill, No. 30, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education."

Which was referred to the committee on education.

Mr. Miller of Kane introduced

House bill, No. 31, for "An act to define the duties of county, township and city collectors, and fix their fees."

Which was referred to the committee on revenue.

Mr. Brayton introduced

House bill, No. 32, for "An act to repeal section three of 'an act to incorporate the Chicago District Camp Ground Association,' approved March 7, 1867, and to provide a substitute for said section."

Which was referred to the committee on corporations.

Mr. Morris introduced

House bill, No. 33, for "An act to fix the compensation of the commissioners of the Illinois State Penitentiary, at Joliet."

Which was referred to the committee on penitentiary.

Mr. Roberts introduced

House bill, No. 34, for "An act to amend 'an act to provide for uniformity in calculating days of grace, maturity of bills, etc., and declaratory of the laws in relation thereto,' approved Feb. 22, 1861."

Which was referred to the committee on judiciary.

Mr. Merritt introduced

House bill, No. 35, for "An to better secure the rights of married women."

Which was referred to the committee on judiciary.

Mr. Morgan introduced

House bill, No. 36, for "An act to provide for establishing and opening roads and cartways connected with a public road for private and public use."

Which was referred to the committee on public roads, highways and bridges.

Mr. Turner introduced

House bill, No. 37, for "An act for the protection of fish in Stephenson county."

Which was referred to the committee on miscellaneous subjects.

Mr. Herdman introduced

House bill, No. 38, for "An act supplemental to chapter thirty-three of the Revised Statutes, entitled 'Divorces.' "

Which was referred to the committee on judiciary,

Mr. Rice of Sangamon introduced

House bill, No. 39, for "An act to create Harry Ellsworth Stale the legal heir of Henry G. and Martha Stale."

Which was referred to the committee on judiciary.

Mr. Springer introduced

House bill, No. 40, for "An act to provide for the examination and appointment of licensed surveyors."

Which was referred to the committee on judiciary.

On motion of Mr. Casey of Jefferson,

The rules were suspended, for the purpose of taking up

House bill, No. 4, for "An act to amend an act entitled 'an act to change and fix the times of holding court in the second and third judicial circuits of this State.' "

On motion of Mr Casey of Jefferson,

The bill was committed to the committee on judiciary.

On motion of Mr. Casey of Jefferson,

Leave of absence was granted to Mr. Dwight, on account of sickness.

On motion of Mr. Haines,

The rules were suspended, and House bills on first reading were taken up, for the purpose of having them referred to appropriate committees.

House bill, No. 8, for "An act to create a sinking fund, after the payment of the State debt now due, for the payment of the principal and interest of the State debt falling due after the year 1876,"

Was taken up.

On motion of Mr. Springer,

The bill was referred to the committee on finance.

House bill, No. 9, for "An act for the better security and protection of persons insuring their lives,"

Was taken up.

On motion of Mr. Vocke,

The bill was referred to the committee on insurance.

House bill, No. 10, for "An act to establish a uniform jurisdiction in civil cases of justices of the peace and police magistrates throughout the State of Illinois,"

Was taken up.

On motion of Mr. Lee,

The bill was referred to the committee on judiciary.

House bill, No. 11, for "An act to amend the school law,"

Was taken up.

On motion of Mr. Merritt,

The bill was referred to the committee on fees and salaries.

House bill, No. 12, for "An act to authorize the establishment of savings banks,"

Was taken up.

On motion of Mr. Miller of Kane,

The bill was referred to the committee on banks and banking.

House bill, No. 13, for "An act to fix the times of holding justices' courts,"

Was taken up.

On motion of Mr. Casey of Jefferson,

The bill was referred to the committee on judiciary.

House bill, No. 14, for "An act for the assessment of property, and for the levy and collection of taxes,"

Was taken up.

On motion of Mr. Springer,

The bill was referred to the committee on revenue.

House bill, No. 15, for "An act to authorize the forming of associations for the erection of monuments in memory of the dead,"

Was taken up.

On motion of Mr. Miller of Kane,

The bill was referred to the committee on corporations.

House bill, No. 16, for "An act to secure the attendance of children upon the public schools,"

Was taken up.

On motion of Mr. Ryan,

The bill was referred to the committee on education.

House bill, No. 17, for "An act entitled 'an act to amend the criminal code,' "

Was taken up.

On motion of Mr. Jones of Crawford,

The bill was referred to the committee on judiciary.

House bill, No. 18, for "An act supplemental to chapter nine (9) of the Revised Statutes, entitled 'Attachments in the Circuit Courts,' and to an act amendatory thereof, approved February 13, 1865,"

Was taken up.

On motion of Mr. Herdman,

The bill was referred to the committee on judiciary.

House bill, No. 19, for "An act to regulate the reporting of the decisions of the supreme court of this State,"

Was taken up.

On motion of Mr. Merritt,

The bill was referred to the committee on judiciary.

House bill, No. 20, for "An act to establish a board of railroad commissioners,"

Was taken up.

On motion of Mr. Strong,

The bill was referred to the committee on railroads.

House bill, No. 21, for "An act to incorporate the Alton Roman Catholic Total Abstinence and Benevolent Society,"

Was taken up.

On motion of Mr. Gillham,

The bill was referred to the committee on corporations.

House bill, No. 22, for "An act to amend an act entitled 'an act in relation to limited partnerships,' approved February 23, 1847,"

Was taken up.

On motion of Mr. King of Cook,

The bill was referred to the committee on judiciary.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' ' approved February 8, 1853,"

Was taken up.

On motion of Mr. Vocke,

The bill was referred to the committee on judiciary.

On motion of Mr. Herdman,

At 4:10 P. M., the House adjourned.

TUESDAY, JANUARY 17, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Dr. Gregg.

The journal of yesterday was read.

By leave,

Mr. Root called up the new rule, submitted yesterday, in relation to the introduction of resolutions, and moved that said rule be adopted as one of the standing rules of the House.

On motion of Mr. Morrill,

The motion to adopt said new rule was laid on the table.

On motion of Mr. Turner,

The rules were suspended, and Senate bill No. 14, for "An act to

pay the members, officers and employees of the Twenty-seventh General Assembly,"

Was taken up, read a second time, and

Ordered to be printed for a third reading.

Mr. Haines presented a petition of Jacob Shinske and others, praying that some provision be made to protect persons fishing with pound-nets on Lake Michigan, in this State; which was

Referred to the committee on miscellaneous subjects.

Mr. Leith presented a petition from sundry citizens of the county of Effingham, praying for the enacting of a law to enable the petitioner to levy a tax sufficient to defray the expense of re-survey of their township and the establishment of permanent section corners; which was

Referred to the committee on counties and township organization.

Mr. Massenberg presented a preamble and resolution from the Board of Supervisors of Stephenson county, instructing their representative in the State Legislature to use their influence to have the registry law repealed or modified; which was

Referred to the committee on elections.

Mr. Pritchard presented a preamble and resolution of the Board of Supervisors of DeKalb county, in regard to the granting of license for the sale of intoxicating drinks; which was

Referred to the committee on municipal affairs.

Mr. Rice of Sangamon presented a petition from the Board of Supervisors of Sangamon county, requesting an appropriation sufficient to keep the old State House in repair during its occupancy by the State; which was

Referred to the committee on public buildings and grounds.

Mr. Rice of Sangamon presented a petition from the Board of Supervisors of Sangamon county, in favor of the repeal of the registry law; which was

Referred to the committee on elections.

Mr. Sheldon submitted the following:

Resolved, That so much of the resolution heretofore adopted by this House, excluding gentlemen from the side galleries on this day, be and the same is hereby rescinded, so far as it applies to the gallery on the south side of this House.

On motion of Mr. Springer,

The consideration of said resolution was postponed until 11 o'clock A. M.

Mr. Armstrong submitted the following:

WHEREAS a revision and republication of such laws of this State of a general character, and now in force, together with such laws of a general nature as may be passed at the present session of this General Assembly, are indispensably necessary, both to supply the public wants and render the laws more plain and intelligible; and whereas by an act of the Legislature, approved March 8th, 1869, Messrs. Hurd, Nelson and Shafer were appointed commissioners to revise the statute laws of this State; and as the said commissioners are now ready to report said revision in chapters to this Legislature; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the said revised chapters shall be submitted to and subject to the joint direction and supervision of the judiciary committees of the Senate and House of Representatives.

Resolved, That said joint committee, or a sub-committee, which such joint committee may appoint from their own members, shall diligently examine and com-

the same, and cause to be made such correction and alterations as they shall find necessary to render such laws full, perfect and consistent, and so as to render the statute laws of this State of a general character to a compact code, conveniently divided into chapters and sections, and arranged in alphabetical order; it shall be the duty of the revisors to insert appropriately in the work such additions and amendments as may be deemed best, not inconsistent with the intent and meaning of the law.

Resolved, That all acts passed at this session of the General Assembly shall be incorporated in such revision, to be inserted in the several parts and chapters of which such acts or their several parts appropriately belong. The said committees shall report said work in chapters, as soon as the same are examined and approved by them, to their respective houses, as follows: First chapter to the Senate; second to the House, and so on alternately, that loss of time may be avoided.

Resolved, That either house ordering said chapters or bills printed, shall order sufficient number printed for both houses, and cause the same to be distributed to each house.

Which was referred to the committee on judiciary.

Mr. Roe submitted the following:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be authorized and instructed to have printed five hundred outline maps of the State of Illinois, showing the population of each county, with the vote of 1868 for President, and the vote of 1871 for Congress-at large in each county, for the use of committee on apportionment of both houses and the members of this General Assembly.

Which was referred to the committee on printing.

Mr. Shelton submitted the following:

WHEREAS there is great injustice in the present revenue laws, in assessing indebtedness on real estate and also the real estate; therefore,

Resolved, That the committee on revenue be requested to take into consideration the propriety of remedying said evil.

Which was referred to the committee on revenue.

Mr. Miller of Kane submitted the following:

Resolved, That the committee on counties and township organization be directed to inquire into the expediency of providing by law that townships having a population exceeding two thousand persons shall be entitled to an assistant supervisor for each two thousand persons in excess of the first two thousand, and one for each fraction thereof above one half exceeding an even multiple of said two thousand.

Which was referred to the committee on counties and township organization.

Mr. Armstrong submitted the following:

Resolved, That the committee on judiciary be requested to inquire into the expediency of so amending section 17, chapter 47, Revised Statutes of 1845, as to prevent mothers (of sound mind and not otherwise legally incapacitated) from being deprived of the guardianship and custody of their own children, during their minority, by will of her deceased husband; and report by bill or otherwise.

Which was referred to the committee on judiciary.

Mr. Wright submitted the following:

Resolved, That the committee on township organization be instructed to take into consideration the propriety and expediency of passing a law requiring all counties of the State now acting under township organization, or to be hereafter so organized, to form the several towns in each county into districts containing

two or more towns, and that each of said districts so formed be entitled each to elect one or more supervisors, to be regulated by or based on population, having special reference to a reduction of the number of supervisors as is now provided by law.

Which was referred to the committee on counties and township organization.

On motion of Mr. Sherrill,

It was

Resolved, That the Auditor of Public Accounts be and is hereby requested to furnish the committee on mileage with a report of the amount of money claimed as mileage by each member of this House; also, with a map of the State, in order that they may ascertain if any errors have been committed, with a view to their correction.

On motion of Mr. Herdman,

It was

Resolved, That the committee on rules be and they are hereby instructed to report to this House, at an early day, a rule regulating the manner of introducing bills and resolutions into this House.

On motion of Mr. Smith of Ogle,

It was

Resolved, That the committee on county and township organization be instructed to inquire into the expediency of enacting a law to authorize the county courts of this State to order a re-survey and the recording of town or village plats, in cases where the same have been lost or destroyed before recording; and that they report by bill or otherwise.

Mr. Davis submitted the following:

Resolved, That the committee on revenue be and are hereby instructed to inquire into the expediency of amending the laws of the State, so that our annual taxes shall be collected in June instead of January; and that they report by bill or otherwise.

Mr. Roe moved to amend said resolution by striking out "June instead of January," and inserting "half in June and half in January."

Which motion was not agreed to.

On motion of Mr. Burley,

The resolution of Mr. Davis was referred to the committee on revenue.

Mr. Davis submitted the following:

Resolved, That it is the duty of this General Assembly to pass laws establishing reasonable and maximum rates of charges for the transportation of gold, silver, bank bills, notes, and other valuable packages, and all goods, merchandise or other articles transported by express companies in this State.

On motion of Mr. Morrison of Cook,

Said resolution was referred to the committee on railroads.

The Speaker announced the special order for this hour, pursuant to a joint resolution of the Senate and House of Representatives—being the naming of a person for Senator in Congress, from the State of Illinois, for the term of six years from the fourth day of March, A. D. 1871, in accordance with the act of Congress, approved July 25, 1866.

Mr. Short addressed the Spcaker as follows:

Mr. Speaker: I have the honor to present to this honorable body, as a candidate for Senator in the Congress of the United States, from the great State of Illinois, one of her most illustrious and distinguished

sons; distinguished alike in peace and in war; a gentleman in every way worthy of the great honor about to be conferred by this General Assembly. And I can think of no encomium or eulogy more fitting or honorable than the simple reference to his illustrious career on the battle field and in the Congress of the United States. Equal to every emergency in his past history, I feel that nothing is hazarded in elevating him to the proud position of Senator in the Congress of the United States. I nominate General John A. Logan.

Mr. Roberts spoke as follows :

Mr. Speaker: I arise to place in nomination for the exalted position of Senator in Congress from the Garden State of the Union, and at no distant day the Empire State of the nation, a gentleman whom, it would seem to me, every member on this floor, and every citizen of this State, should delight to honor; a gentleman who by all the habits of his mind, by all the excellencies of his character, by all the graces of his person, by his valor in the field and his eloquence in the forum, and by his personal worth, is a fit successor of Douglas and a colleague of Trumbull; a gentleman whose genius and industry are written on our national statutes, the laws of our State, and the Constitution under and by the authority of which this General Assembly is convened; a gentleman who by his talents and devotion to the interests of the toiling millions of our land, the integrity of our Constitution and the spirit of our institutions, would aid in restoring the halls of our national legislature to the days of their pristine purity and honor; a gentleman combining qualities that would do no dishonor to those who from their places in the Senate have filled the nation with their renown. I nominate Col. Thos. J. Turner, of Stephenson county.

Mr. Hinchcliffe spoke as follows :

Mr. Speaker: I rise, on behalf of the laboring classes of my district and of the State, to put in nomination another gentleman, who is *en rapport* with the Labor Reform party; who sympathizes with the laborers and their interests completely. Without disparagement to Col. Turner, who has just now been mentioned (for I esteem him highly—he is a gentleman of worth; he is a gentleman of character; he is a gentleman who would grace any position in the gift of the people;) without disparagement to Gen. John A. Logan, whose qualities, as set forth to-day, I will not call in question—I desire to put in nomination another gentleman, who would be entirely acceptable to the laboring interests of this State; a man who is committed to the principle of opposing national land swindles and national bank swindles alike; a man who is committed to the principle of advancing the interests of the laboring classes; I mean the Hon. Wm H. Snyder, of St. Clair county. I speak in behalf as well of the farmers, crushed between the upper and nether millstones of oppressive taxation and ruinous rates of interest, as of the miners; of those Vulcans who sweat at the forge and beat time to the music of the anvil chorus, and of all other workmen in the great State of Illinois. I put in nomination, I repeat, the Hon. Wm. H. Snyder, as candidate of the Labor Reform party.

No other nominations having been made, the Clerk then proceeded to call the names of the members, who severally announced their votes as follows:

Those voting for John A. Logan are,

| | | |
|--|--|--|
| Messrs. Adams, Austin, Berry, Bralden, Brayton, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carpenter, Cary, Cavan, Chandler, Clark of Kane, Cloud of Macoupin, Clow, Collins, Crouch, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Easter, Efner, Egan, Fleharty, Foss, Frew, Fuller, Funk, | Messrs. Galbraith, Galloway, Goodell, Haines, Hawes, Heafield, Hickox, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, King of Cook, Koerner, Latimer, Massenberg, Mason, Mayo, McConnell, McEwen, McMasters, McMillan, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Murray, Morris, Morrison of Cook, North, Olson, Phelps, Pixley, | Messrs. Powell, Pritchard, Price, Reinhardt, Remsburg, Rice of Peoria, Rodgers of Platt, Roe, Root, Rowley, Ryan, Sanford, Schwartz, Serne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Stillwell, Strong, Sullivan, Townsend, Vennum, Vocke, Waite, Waters, Watkins, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|--|--|

Those voting for Thomas J. Turner are,

| | | |
|---|---|--|
| Messrs. Allen, Armstrong, Ayres, Barnes, Barr, Barrett, Benson, Boyd, Briscoe Burnside, Carle, Casey of Jefferson, Casey of Shelby, Clark of LaSalle, Cloud of Morgan, Cofer, Cummings, Cunningham, Easley, Edgcomb, Elder, Finley, Fouke, Gaines, | Messrs. Gallagher, Gillham, Hall, Hay, Herdman, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, King of Jersey, Knoles, Landrum, Langston, Lee, Leith, Manley, McElvain, McElwee, Meeker, Merritt, Miller of Madison, Morrill, | Messrs. Morrison of Monroe, Morse, Mussetter, Neece, Nelson, Phillips, Ralls, Reece, Reise of Logan, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Roberts, Rodgers of Madison. Roessler, Rose, Sage, Springer, Stewart, Taylor, Trimble, Webb. |
|---|---|--|

Those voting for William H. Snyder are, Messrs. Hinchcliffe and Turner.

| | |
|----------------------------|-----------|
| For John A. Logan | 99 votes. |
| For Thomas J. Turner..... | 71 “ |
| For William H. Snyder..... | 2 “ |

General John A. Logan, having received a majority of all the votes cast, was declared by the Speaker the choice of the House of Representatives for United States Senator for the State of Illinois, for the term of six years from the fourth of March next.

Mr. Elder submitted the following :

WHEREAS the great amount of crime known as “misdemeanors,” such as selling liquors in violation of law, and gaming—the nursery or stepping-stone to almost

all other crime—can only be successfully reached through the inquisitorial power of the grand jury; therefore,

Resolved, That the committee on judiciary be instructed to retain the grand jury system, in the re-organization of the judicial department of this State.

Mr. Remsberg submitted the following substitute for said resolution :

WHEREAS society is suffering greatly, all over the State, from the evils growing out of the liquor traffic; and whereas public sentiment, as well as public interest, demand that some legislation should be had to remedy these evils; therefore,

Resolved, That a select committee of seven be appointed, to which this subject shall be referred, with instructions to report by bill or otherwise, at as early a day as practicable.

Mr. Cary, at 11:25 A. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. McMillan moved that the House adjourn until 2:30 P. M.; which motion was not agreed to.

Mr. Roberts moved to refer said resolution and substitute to the committee on drainage; which motion was not agreed to.

Mr. Haines moved to refer the resolution and substitute to the committee on municipal affairs.

The question being upon the motion of Mr. Haines,

| | | | |
|------------------------------------|---|-----------|-----|
| It was decided in the affirmative, | { | Yeas..... | 123 |
| | | Nays..... | 43 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Briden,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Crouch,
Cunningham,
Curtiss,
Daniels,
Davis,
Dodge,
Easter,
Edgcomb,
Ehner,
Egan,
Finley,
Foss,
Fouke,

Messrs. Funk,
Galnes,
Galloway,
Goodell,
Hall,
Haines,
Helfield,
Herdman,
Hickox,
Hundley,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Koerner,
Lee,
Leith,
Manley,
Mason,
Mayo,
McConnell,
McElvain,
McEwen,
McMasters,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
Phelps,
Phillips,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rodgers of Madison,
Rodgers of Piatt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sage,
Sanford,
Schwartz,
Senne,
Sherrill,
Short,
Smith of Ogle,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Williams,
Williamson.

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Brayton, Burley, Campbell, Clow, Cofer, Collins, Cummings, Derrickson, Dixon, Elder, Fleharty, Fuller, Galbraith, Gallagher, Gillham, | Messrs. Hawes, Hildrup, Hochcliffe, Humphrey, Hunter, Jeffries, Jones of Marshall, King of Cook, Landrum, Langston, Latimer, Massenberg, McElwée, McMillan, | Messrs. Miller of Madison, Morris, North, Olson, Remsberg, Rives, Roberts, Sheldon of Champaign, Sheldon of Warren, Springer, Waite, Wight, Wright, Mr. Speaker. |
|---|--|---|

So the resolution and substitute were referred to the committee on municipal affairs.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring herein, That the General Assembly will adjourn on Wednesday, the 18th instant, at one o'clock P. M., until Wednesday, the 25th inst., at ten o'clock A. M.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Barrett submitted the following :

Resolved, That the committee on warehouses be and the same are hereby requested to inquire into the expediency, and report by bill or otherwise, what legislation, if any, is necessary to protect the shippers of grain and produce from being overcharged for storage, and that entire justice be done them in weights and measurements, and that they may obtain an equitable classification of their grain.

Which was referred to the committee on inland commerce and warehouses.

On motion of Mr. Williams,

The rules were suspended for the purpose of taking up Senate message relating to adjournment for one week.

Mr. Morrison of Monroe moved to reconsider the vote by which the rules were suspended.

Mr. Haines moved that the House do now adjourn ; which motion was not agreed to.

The question recurring upon the motion of Mr. Morrison of Monroe ; it was not agreed to.

The question being upon concurring with the Senate in the adoption of the resolution providing for one week's adjournment,

Mr. Haines moved to lay said resolution upon the table.

The question being upon Mr. Haines' motion,

| | | | |
|------------------------------------|---|------------|-----|
| It was decided in the affirmative, | { | Yeas..... | 120 |
| | | Nays | 49 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Ayres,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Coker,
Collins,
Crouch,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dodge,
Edgcomb,
Einer,
Elder,
Finley,
Fleharty,
Frew,
Gaines,

Messrs. Galbraith,
Gillham,
Galloway,
Goouell,
Hall,
Haines,
Hay,
Headfield,
Hinchcliffe,
Hunley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenney,
King of Jersey,
Knoles,
Langston,
Lee,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
McMulan,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Murray,
Morrill,
Morris,
Morrison of Monroe,
Morse,
Musssetter,

Messrs. Neece,
Nelson,
North,
Phillips,
Pixley,
Powell,
Pritchard,
Reinhardt,
Reise of Logan,
Rice of Sangamon,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Rowley,
Ryan,
Sage,
Sanford,
Schwartz,
Sheldon of Champaign,
Short,
Smith of Ogle,
Springer,
Stewart,
Strong,
Taylor,
Townsend,
Trimble,
Vennum,
Waters,
Watkins,
Webb,
Williams,
Wight,
Wright,
Mr. Speaker

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Austin,
Burley,
Burns de,
Campbell,
Casey of Shelby,
Cummings,
Dixon,
Easley,
Easter,
Egan,
Foss,
Fouche,
Fuller,
Fuuk,
Gallagher,

Messrs. Hawes,
Herdman,
Hickox,
Hildrup,
Humphrey,
King of Cook,
Koerner,
Laudrum,
Latimer,
Massenberg,
Mason,
Merritt,
Morgan,
Morrison of Cook,
Olson,
Phelps,

Messrs. Price,
Ralls,
Reese,
Remsburg,
Rice of Peoria,
Rich,
Richardson,
Ross,
Senne,
Shelton of Warren,
Sherrill,
Sullivan,
Turner,
Vocke,
Walte,
Williamson.

So the resolution was laid upon the table.

On motion of Mr. Finley,

At 12:25 P. M. the House adjourned.

WEDNESDAY, JANUARY 18, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was being read, when,

On motion of Mr. Cummings,

The further reading of the same was dispensed with.

On motion of Mr. Turner,
The rules were suspended, and
Senate bill, No. 14, for "An act to pay the members, officers and
employees of the Twenty-seventh General Assembly,"
Was taken up.
The bill having been printed, was read a third time.
And the question being, " Shall this bill pass ?"

It was decided in the affirmative { Yeas.....155
Nays 2

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Allen, Armstrong, Austin, Ayres, Barnes, Barr, Barrett, Benson, Berry, Boyd, Bralden, Brayton, Briscoe, Brown of Bond, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Jefferson. Casey of Shelby, Chandler, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon,, Dodge, Easley, Easter, Edgcomb, Efner, Egan, Elder, Finley, Fleharty, Foss, Fouke, Frew, Fuller, Gaines, Galbraith, | Messrs. Gallagher, Gass, Gillham, Galloway, Goodell, Hall, Haines, Hawes, Hay, Heafield, Herdman, Hickox, Hinchcliffe, Humphrey, Hunter, Jeffries, Jones of Crawford, Jones of Marshall, Kelly, Kenny, King of Cook, King of Jersey, Knoles, Koerner, Landrum, Langston, Latimer, Lee, Leith, Manley, Massenberg, Maron, Mayo, McConnell, McElvain, McElwee, McEwen, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Cook, Morrison of Monroe, Morse, Musetter, Neece, Nelson, | Messrs. North, Olson, Phelps, Phillips, Pixley, Powell, Price, Ralls, Reese, Reinhardt, Reise of Logan, Remsburg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Roberts, Rodgers of Madison, Roe, Roessler, Root, Ross, Rowley, Ryan, Sage, Schwartz, Senna, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vocke, Walte, Walters, Watkins, Webb, Whitney, Williams, Williamson, Wight. Mr. Speaker. |
|---|---|---|

Those voting in the negative are: Messrs. Morrill and Stewart.

This bill expressing an emergency in the act, whereby it should go
into effect immediately, and having received a vote of two-thirds of the
members elected, was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the
Senate thereof.

A message from the Governor, by E. B. Harlan, Private Secretary:
Mr. Speaker: I am directed by the Governor to lay before the
House of Representatives a written communication :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILLINOIS, *January 16, 1871.*

TO HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR: In answer to a resolution of the House of Representatives, adopted on the 12th day of January, 1871, requesting me to furnish a list of the persons who do now, or did during the years 1869 and 1870, hold positions in this State as trustees or commissioners of charitable and educational institutions, and also a statement showing the amount of auditor's warrants drawn in favor of each of said persons during the time aforesaid, and on what account said warrants were drawn, I have the honor to submit to you, to be laid before the House of Representatives—

1. STATEMENT No. I.—Showing the names of the persons who were trustees of the institutions referred to in the resolution, on the first day of January, 1869 :

2. STATEMENT No. II.—Showing the names of the persons who were trustees of the several institutions referred to on the first day of January, 1871, with the auditor's warrants issued to them :

STATEMENT No. I.

Trustees of the Illinois Institution for the Education of the Blind.

| | | |
|----------------|--------------|------------------|
| Matthew Stacy, | M. Schaffer, | Wm. A. Grimshaw. |
| E. B. Hawley, | Hiram Buck, | |

Directors of the Illinois Institution for the Education of the Deaf and Dumb.

| | | |
|------------------|-----------------|------------------|
| John R. Woods, | J. G. Wilson, | Robert Boal, |
| L. E. Worcester, | William Thomas, | John A. Chesnut. |

Directors of the Illinois Institution for the Education of Idiots and Imbeciles.

| | | |
|------------------|-----------------|------------------|
| John R. Woods, | J. G. Wilson, | Robert Boal, |
| L. E. Worcester, | William Thomas, | John A. Chesnut. |

Trustees of the Illinois State Hospital for the Insane.

| | | |
|---------------------|-------------------|--------------------|
| Edward J. Miner, | Joseph T. Eccles, | Isaac L. Morrison. |
| Francis A. Hoffman, | Fernando Jones, | |

State Board of Education—(Trustees of the Illinois State Normal University.)

| | | |
|---------------------|--------------------|-----------------|
| William H. Green, | Samuel W. Moulton, | John H. Foster, |
| Jesse H. Moore, | Walter M. Hatch, | Walter L. Mayo, |
| Jesse W. Fell, | Calvin Goudy, | Wm. H. Wells, |
| Benaiah G. Roots, | Thomas R. Leal, | Henry Wing, |
| Charles P. Taggart, | Elias C. Dupuy, | Newton Bateman. |

Trustees of the Illinois Industrial University.

| | | |
|-------------------|----------------------|-------------------|
| Lemuel Allen, | Luther Lawrence, | Willard C. Flagg, |
| Mason Brayman, | L. B. McMurray, | M. C. Goltra, |
| Edwin Lee Brown, | Burden Pullen, | S. S. Hayes, |
| J. C. Burroughs, | J. W. Scroggs, | John S. Johnson, |
| J. O. Cunningham, | Alex. Blackburn, | Isaac W. Mahan, |
| Samuel Edwards, | A. M. Brown, | J. H. Pickrell, |
| O. B. Galusha, | Horatio C. Burchard, | Thomas Quick, |
| David S. Hammond, | Emory Cobb, | John M. Van Osdel |
| J. P. Hungate, | M. L. Dunlap, | |

Trustees of the Illinois Soldiers' Orphans' Home.

Gustavus Koerner,
John M. Snyder,
George T. Allen,

Amos E. Babcock,
Anson S. Miller,
Joseph W. King,

Jesse A. Wilson,
James M. Beardsley,
William A. Pennell.

STATEMENT No. II.

Trustees of the Illinois Institution for the Education of the Blind.

Matthew Stacy,

Wm. A. Grimshaw, E. B. Hawley.

Directors of the Illinois Institution for the Education of the Deaf and Dumb.

Robert Boal,

John A. Chesnut,

Wm. P. Barr.

Directors of the Illinois Institution for the Education of Idiots and Imbeciles.

Robert Boal,

John A. Chesnut,

Wm. P. Barr.

Trustees of the Illinois State Hospital for the Insane.

Isaac Scarritt,

John Tillson,

J.B. Turner.

State Board of Education—(Trustees of the Illinois State Normal University.)

Samuel W. Moulton,
John H. Foster,
Jesse H. Moore,
Henry Wing,
Elias C. Dupuy,

Wm. H. Green,
N. E. Worthington,
Newton Bateman,
Walter L. Mayo,
Thomas R. Leal,

Benaiah G. Roots,
Jesse W. Fell,
Calvin Goudy,
Winfield S. Coy,
George C. Clarke.

Trustees of the Illinois Industrial University.

Lemuel Allen,
Mason Brayman,
Edwin Lee Brown,
J. C. Burroughs,
J. O. Cunningham,
Samuel Edwards,
M. C. Goltra,
C. R. Griggs,
John S. Johnson,
Luther Lawrence,

John M. Pearson,
J. H. Pickrell,
James P. Slade,
Paul R. Wright,
Alex. Blackburn,
A. M. Brown,
Horatio C. Burchard,
Emory Cobb,
M. L. Dunlap,

O. B. Galusha,
D. S. Hammond,
S. S. Hayes,
Edward Kitchell,
Isaac W. Mahan,
L. B. McMurray,
Bernard Pullen,
J. W. Scroggs,
John M. Van Osdel,

Trustees of the Soldiers' Orphans' Home.

James M. Beardsley,

John M. Snyder,

John Sweeney.

Trustees of the Southern Insane Hospital.

John Dougherty, Pres't.
Benj. F. Wiley,

George L. Owens,
Hiram W. Hall,

Russell Hinkley.

Commissioners to Locate the Northern Insane Asylum.

Sam'l D. Lockwood,
John H. Bryant,
D. L. Hammond,

Merritt L. Joslyn,
Benj. F. Shaw,
William Adams,

Wm. R. Brown,
A. J. Matteson,
Augustus Adams.

[These Commissioners received an aggregate of \$2,800 for per diem.]

Trustees of the Northern Insane Asylum.

George W. Pleasant,

Oliver Everett,

Charles H. Holden.

Trustees of the Southern Normal University.

[With the amounts of Auditor's warrants drawn in favor of each, for per diem and expenses, during the years 1869 and 1870.]

| | |
|--------------------------|------------|
| Elihu J. Palmer..... | \$2,607 92 |
| Thomas W. Harris | 2,361 15 |
| Samuel E. Flannigan..... | 2,312 35 |
| Eli Bowyer..... | 1,735 40 |
| Daniel Hurd | 1,458 60 |

The Trustees of the Insane Hospital, at Jacksonville, the Institutions for the Education of the Blind, and the Deaf and Dumb, and for Feeble minded Children; the members of the Board of Education, the Trustees of the Soldiers' Orphans' Home, and of the Industrial University, receive no compensation for their services; but their expenses are paid from the appropriation made for said Institutions.

The Trustees of the Insane Hospital at Anna, and of the Southern Normal University, receive compensation and their expenses, from appropriations made for the Institutions.

I beg to add that the reports of the Trustees in charge of the several State Institutions, now in the hands of the printer, will be laid before the General Assembly within a few days, and will furnish in a more complete shape the information desired, and also the means of correcting any errors that may be found in this communication.

JOHN M. PALMER.

Leave of absence for two days was granted to Mr. Braiden.

Mr. Cummings asked the unanimous consent of the House to take from the table the Senate resolution relating to adjournment; which was objected to.

Mr. Hinchcliffe presented a petition of Henry Barthell, Esq., praying for certain amendments to the statutes; which was

Referred to the committee on judiciary.

Mr. Hinchcliffe presented a petition of George Kinghorn and 325 other citizens of St. Clair county, mostly miners, praying for the passage of the bill before the House, for "An act to provide for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Frew, from the committee on retrenchment, to whom was referred the resolution of Mr. Crouch, reciting that no pay be allowed any person acting in the capacity of Clerk, Doorkeeper or Postmaster, unless regularly elected or appointed by authority of this House, reported the same back with the following amendment, as an addition to said resolution:

"That Mr. Jackson be paid \$2.50 per day for the number of days for which services have been actually rendered, and that he be discharged from further duty as Doorkeeper."

Mr. Phelps submitted the following as a substitute for the amendment:

Resolved, That Mr. Jackson, an Assistant Doorkeeper of this House, be paid the sum of \$3.00 per day for the time during which he has been so employed, and that he be continued in his present position as Assistant Doorkeeper, until the close of the present session of this General Assembly.

On motion of Mr. Frew,

The substitute offered by Mr. Phelps was laid upon the table.

The question being upon the adoption of the report, it was agreed to.

Mr. Stillwell, from the committee on contingent expenses, submitted the following

REPORT.

The committee on contingent expenses of the House beg leave to report that, having already investigated the subject of employing additional pages, and reported adversely thereon, they ask to be discharged from its further consideration.

The committee having considered the subject of assigning to or employing clerks for the various committees of the House, and earnestly desiring to avoid unnecessary expense in that direction, have decided to recommend the following assignment of clerks, leaving future necessities to be provided for if any shall hereafter be found to exist, namely :

Committees on judiciary and education, one clerk.

Committees on railroads and inland commerce and warehouses, one clerk.

Committees on fees and salaries, finance, and judicial department, one clerk.

Committee on penitentiary, one clerk.

Committees on insurance, retrenchment, and federal relations, one clerk.

Committees on state institutions, public buildings and grounds, and on public charities, one clerk.

Your committee recommend that clerks be appointed and paid with strict reference to the services to be performed by them.

The committee, not appreciating the necessity for the purchase of the statutes mentioned in the resolution and joint resolution referred to them, report adversely to their adoption.

The committee further report that they have rented seven rooms for the use of committees, at the Revere House, in this city, which are ready for occupation and use, and are to pay for the use of them thirty-five dollars per month each—the party furnishing the same paying all expenses of janitors' services, lights, fuel and furniture.

The committee recommend that the resolution authorizing the Secretary of State to pay off and discharge temporary pages and appointees, be not adopted.

Respectfully submitted.

January 18, 1871.

JOHN STILLWELL, *Chairman*.

The question being upon the adoption of the report, it was agreed to.

Mr. Mayo, from the committee on finance, submitted the following report :

The finance committee, to whom was referred Senate bill, No. 5, entitled "An act authorizing the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," have had the same under consideration and have directed me to report the same back to the House, without amendment, and recommend that the same be ordered to a third reading.

WALTER L. MAYO, *Chairman*.

By consent of the House,

Mr. Springer moved to amend the bill by striking out all after the enacting clause, and inserting the following :

“That the Governor, Auditor of Public Accounts and State Treasurer be and they are hereby authorized and directed to proceed, immediately upon the passage of this act, to pay off that portion of the State debt which is payable at the pleasure of the State after the year 1870, amounting, as shown by the Auditor's report, to the sum of \$1,887,015 60 ; that said indebtedness be paid in gold coin at the place provided in the bonds ; and that with the funds now in the State treasury, applicable to the payment of the State debt, the said State officers shall purchase sufficient amount of gold coin with which to pay off said indebtedness.

“Section 2. That the Governor, Auditor and Treasurer, aforesaid, are further authorized and directed, prior to the month of July next, to proceed to pay off that portion of the State debt due and payable in the year 1870, amounting to the sum of \$1,096,288 77, as shown by the Auditor's report ; that said indebtedness be paid in gold coin, at the place provided in the bonds ; and that with the funds in the treasury applicable to the payment of the State debt, the said State officers shall purchase sufficient amount of gold coin with which to pay off said indebtedness. That in the purchase of the gold coin provided for in this and the foregoing section, and for the performance of any of the duties required in this act, no commissions shall be allowed or paid by the State to the said officers, or to any other person or persons ; but said officers shall be allowed their necessary expenses in the performance of their duties as herein required, for which the Auditor shall issue his warrant on the Treasurer, on bills of particulars, certified to by the officer incurring the same, to be paid out of the State debt fund.

“Section 3. That immediately upon the passage of this act, the Governor shall issue his proclamation, notifying the holders of the State indebtedness mentioned in the foregoing sections, that the same will be paid at the places stated in the bonds, and at the times and in the manner set forth in the proclamation ; and that from and after the dates fixed by the Governor in his proclamation, all interest shall cease upon any of the indebtedness mentioned in the several sections of this act. Any of such indebtedness not presented at the times fixed by the Governor in his proclamation, shall thereafter be paid at the State Treasury at par in gold coin.

“Section 4. That in the purchase of the gold coin aforesaid, the said officers shall buy such amounts, and at such rates as will best subserve the interests of the State. That said officers shall make a detailed statement, to be filed in the office of the Auditor of Public Accounts, giving the date, the name of each person from whom the coin was purchased, the amount purchased, and the premium paid on each purchase. Said statement shall also set forth the published quotations of gold sales in New York, each day on which said officers purchase gold coin, and the Auditor shall publish said statements in full, in his next report to the General Assembly.

“Section 5. The Auditor shall draw his warrant upon the treasury, on the order of the Governor, Auditor and Treasurer, for the sums required in the foregoing sections of the act for the purchase of gold coin. And the said warrants shall be paid out of the funds in the treasury applicable to the payment of the State debt: *Provided*, that the proceeds of the two mill tax, levied on assessment of the year 1870, shall not be applied to the purposes set forth in this act. Upon the payment of the indebtedness mentioned in this act, the bonds shall be canceled and deposited in the Auditor’s office in the manner now provided by law, and the Auditor shall publish a detailed statement thereof in his biennial report to the General Assembly. Said Auditor shall, in the same manner, publish a statement in detail, of the expenses incurred by and paid to the Governor, Auditor and Treasurer, under this act.

“Section 6. That whereas an emergency exists making it necessary that this act should take effect prior to the first day of July next after its passage, viz.: there are large sums of money in the State Treasury applicable to the payment of the State debt, and that a large amount of interest is daily accruing on the debt now due and payable, and that said indebtedness cannot be paid according to the contract expressed in such bonds without further legislation; therefore this act shall take effect and be in force from and after its passage.”

Mr. Mayo moved to lay the amendment of Mr. Springer upon the table.

Which was decided in the affirmative: { Yeas.....91
Nays69

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Armstrong, Austin, Barr, Berry, Braiden, Brayton, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Cary, Casey of Shelby, Chandler, Clark of LaSalle, Clow, Collins, Crouch, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Efuer, Egan, Fleharty, Foss, Fouke, Frew, | Messrs. Fuller, Funk, Galbraith, Gass, Galloway, Goodell, Haines, Hawes, Hay, Hiekox, Humphrey, Hunter, Johnston, Jones of Marshall, Latimer, Mason, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Cook, North, Olson, | Messrs. Pixley, Powell, Pritchard, Price, Reese, Reinhardt, Remsberg, Rodgers of Platt, Root, Rowley, Ryan, Sanford, Schwartz, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Stillwell, Strong, Sullivan, Vennum, Waite, Waters, Watkins, Whitney, Williams, Williamson. Wight, Wright. |
|---|--|---|

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barrett,
Benson,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Easley,
Edgcomb,
Elder,
Finley,
Gallagher,
Gillham,
Hall,
Herdman,
Hitchcliff,

Messrs. Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElwee,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Mussetter,
Neece,
Nelson,
Phelps,

Messrs. Phillips,
Ralls,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Senne,
Springer,
Stewart,
Taylor,
Townsend,
Trimble,
Turner,
Vocke,
Webb.

So the amendment of Mr. Springer was laid upon the table.

Mr. Springer moved to amend the bill by adding after the words "State officer," in the third section, and next to the last line, the following: "or any banker, broker, or other person whomsoever."

On motion of Mr. Springer,

The further consideration of the bill and pending amendment was postponed until after the session of the joint assembly about to convene for the purpose of canvassing the vote of the two houses upon the election of a Senator to represent the State in Congress.

And, thereupon, at twelve o'clock meridian, the Senate, preceded by their President, entered the hall and took the seats arranged for them.

By direction of the Speaker, the roll of the joint assembly was called, when

The following Senators (48) answered to their names:

Messrs. Alexander,
Banga,
Beveridge,
Bishop,
Boyd,
Bush,
Crawford,
Casey,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Epler,
Flagg,
Fuller,

Messrs. Gibson,
Hampton,
Harlan,
Holcomb,
Hunter,
Jackson,
Jewett,
Kerr,
Landrigan,
Langley,
Lanning,
Little,
Marsh,
Nicholson,
Pierce,
Reddick,

Messrs. Richardson,
Senter,
Shepard,
Snapp,
Solomon,
Starne,
Strevel,
Underwood,
Van Dorston,
Vaughn,
Voris,
Washburn,
Whiting,
Wilkinson,
Williams,
Woodard.

And the following Representatives (166) answered to their names:

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,

Messrs. Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,

Messrs. Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Flehart,
Foss,
Fouke,

Messrs. Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Gass,
Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Heafield,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knies,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
Mayo,

Messrs. McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussetter,
Neece,
Nelson,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,

Messrs. Rives,
Roberts,
Rodgers of Madison,
Rodgers of Piatt,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sage,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

A quorum of both houses having appeared, the Secretary of the Senate then proceeded to read the journal of the Senate, which is as follows :

TRANSCRIPT OF SENATE JOURNAL.

At eleven o'clock A. M., in pursuance of a joint resolution of the Senate and House of Representatives, the President announced as the special order the naming, by the Senate, of a person for Senator in Congress from this State, for the term of six years from the fourth day of March, A. D. 1871.

Whereupon the Senate proceeded to a *viva voce* vote ; which resulted as follows, to-wit:

| | |
|---------------------------|----|
| For John A. Logan | 32 |
| For Thomas J. Turner..... | 18 |

Those voting for John A. Logan are :

Messrs. Alexander,
Bangs,
Beveridge,
Boyd,
Crawford,
Donahue,
Dore,
Early,
Eddy,
Edsall,
Flagg,

Messrs. Fuller,
Hampson,
Hunter,
Jewett,
Kerr,
Langley,
Little,
Marsh,
McNulta,
Nicholson,
Pierce,

Messrs. Senter,
Snapp,
Strevel,
Tincher,
Underwood,
Van Dorston,
Vaughn,
Whiting,
Wilkinson,
Woodard.

Those voting for Thomas J. Turner are :

Messrs. Bishop,
Bush,
Casey,
Epler,
Gibson,
Harlan,

Messrs. Holcomb,
Jackson,
Landrigan,
Lanning,
Reddick,
Richardson,

Messrs. Shepard,
Solomon,
Starne,
Voris,
Washburn,
Williams.

John A. Logan, having received a majority of all the votes cast, was declared by the President to be nominated by the Senate for Senator in Congress.

I hereby certify that the foregoing is a correct transcript of the journal of the Senate relating to the nomination of a Senator in Congress from this State, for the term of six years from the fourth day of March, A. D. 1871.

E. H. GRIGGS,
Secretary of the Senate.

The Clerk of the House of Representatives then proceeded to read from the journal of yesterday the action of the House of Representatives in naming a person for Senator in Congress from this State.

And it appearing, from the reading of the journals of the Senate and House of Representatives, that John A. Logan had received a majority of all the votes cast in each house, he was declared by the Speaker of the House duly elected Senator to represent the State of Illinois in the Congress of the United States, for the term of six years from the fourth of March next.

On motion of Mr. Fuller, a Senator,

It was

Resolved, That a committee of seven, consisting of two from the Senate and five from the House, be appointed by the Speaker to inform General Logan of his election as United States Senator, and request him to appear before this Joint Assembly and accept said office.

The Speaker appointed as such committee, Messrs. Fuller and Beveridge of the Senate, and Cary, Haines, King of Cook, Turner and Morrison of Monroe of the House.

The committee retired, and soon returned and reported that they had performed the duty assigned them, and that Mr. Logan would now address the General Assembly.

Mr. Logan appeared, pursuant to the invitation, and addressed the General Assembly as follows :

Mr. President, and Gentlemen of the Senate and House of Representatives :

I find myself at a loss for appropriate language to express my appreciation of the distinguished honor you do me in conferring upon me the position of United States Senator, and I can only assure you that my heart wells up with gratitude to you; and through you, as their representatives, I desire to convey my grateful acknowledgments to the people of Illinois. It is very gratifying to me that I have been chosen by such unanimity by political friends as to have left no serious wounds to be healed. The contest has been one marked with a degree of kindness of feeling among political friends that is very unusual, but highly commendable. The greatest respect has been and is entertained for the ability, integrity and generosity of those who sought the same position at your hands.

To the interests, prosperity and happiness of the people of this State, I am allied by the closest ties. Born in the midst of this people, I have passed with them through the storms of adversity and the sunshine of prosperity. Their interest is my interest; their prosperity is my prosperity; their hopes and aspirations mine. All I ever have been or will be I owe to the people of this State. They have sustained me beyond that which I had a right to expect. For that I owe to them a debt of gratitude that I fear I shall never be able to repay. Whether I shall come up to the standard fixed for me by my friends, or their hopes and anticipations be dashed to the earth, must

be left to the future to disclose: I shall, however, enter upon my duties, giving whatever of abilities and energy I may possess to the promotion of the interests of our whole country, but especially shall I devote myself to the interests of that constituency which I shall immediately represent; and trusting implicitly in Divine Providence to guide me in the right direction, I hope to succeed in making you a faithful Senator.

Again thanking you, with all the feelings of my heart, for your partiality in conferring upon me this honor, I, for the present, bid you farewell.

And at the conclusion of his address, the Senate, preceded by their President, retired from the Hall.

On motion of Mr. Cummings,
At 12:30 P. M., the House adjourned.

THURSDAY, JANUARY 19, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Lombard.

The journal of yesterday was read.

Leave of absence until Friday next was granted to Messrs. Allen and Elder.

On motion of Mr. Dixon,

The rules were suspended for the purpose of considering the following resolution :

Resolved by the House of Representatives, the Senate concurring, That when the respective houses adjourn to-day, that such adjournment be until Tuesday, the 24th day of January, 1871.

Mr. Sheldon moved the previous question.

And the question being, " Shall the main question be now put ?" it was agreed to.

The question recurring upon the adoption of the resolution,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas..... | 77 |
| | | Nays | 81 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Allen, Armstrong, Austin, Barnes, Barr, Barrett, Berry, Boyd, Brayton, Briscoe, Brown of Massac, Burley, Burnside, Campbell, Casey of Jefferson , Casey of Shelby, Chandler, Clark of LaSalle, Clow, | Messrs. Crouch, Cummings, Cunningham, Daniels, Davis, Dixon, Efner, Fouke, Gass, Gillham, Goodell, Haines, Hawes, Heafield, Herdman, Humphrey, Hunter, Jones of Marshall, Kelly, | Messrs. King of Cook, Koerner, Landrum, Latimer, Massenberg, Mason, McElwee, McMasters, Merritt, Morgan, Morray, Morrill, Mussetter, North, Olson, Phelps, Price, Ralls, Reinhardt, |
|--|--|---|

Messrs. Reize of Logan,
Remsburg,
Rice of Peoria,
Ryan,
Senne,
Sheldon of Champaign,
Shelton of Warren,

Messrs. Sherrill,
Short,
Smith of Ogle,
Strong,
Sullivan,
Townsend,
Turner,

Messrs. Vennum,
Vocke,
Walte,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Ayres,
Benson,
Brown of Bond,
Caldwell,
Carle,
Carpenter,
Cary,
Cavan,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Curtiss,
Derrickson,
Dodge,
Easley,
Edgcomb,
Elder,
Finley,
Fieharty,
Frew,
Gaines,
Galbraith,
Gallagher,
Galloway,
Hall,

Messrs. Hay,
Hinchcliffe,
Hundley,
Jeffries,
Johnston,
Jones of Crawford
King of Jersey,
Knoles,
Langston,
Lee,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McEwen,
McMillan,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Nelson,
Phillips,

Messrs. Pixley,
Powell,
Rice of Sangamon,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Sage,
Sanford,
Schwartz,
Springer,
Stewart,
Stillwell,
Taylor,
Trimble,
Waters,
Watkins,
Webb,
Wight,
Wright.

So the resolution was declared not adopted.

Mr. Springer moved a reconsideration of the vote by which the resolution was decided in the negative; which motion was agreed to.

And the question then being upon the adoption of the resolution, it was agreed to.

Mr. Hinchcliffe presented a petition from Patrick McMahon and sixty other citizens of Sangamon county, praying for the passage of the act providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented the petition of William Walsh and five hundred and fifty-seven other citizens of Sangamon county, praying for the passage of the act providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition of Elijah Francis and five hundred and thirty-five other citizens of a portion of Jackson county, praying the passage of an act providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented the petition of John Carmody and three hundred and seventy-four other citizens of a portion of Sangamon county, praying the passage of the act providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

On motion of Mr. Cary,

The rules were suspended for the purpose of taking up the report of the finance committee upon Senate bill No. 5, a bill for "An act to

authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," and the amendments to said bill proposed by Mr. Springer.

The hour for the special order having arrived, being the consideration of the resolution of Mr. Roberts, relating to a reduction of tariff laws, and a substitute therefor submitted by Mr. Dixon—by leave of the House,

Mr. Morrison of Monroe submitted an amendment to Mr. Dixon's substitute, and

Mr. Frew submitted a resolution, and

Mr. Roe submitted an amendment thereto; all of which,

On motion of Mr. Roberts,

Were ordered printed and their consideration postponed, and made the special order for Thursday next at eleven o'clock A. M.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 14, for "An act to pay the members, officers and employees of the Twenty-seventh General Assembly."

Mr. Miller of Kane moved that the amendment of Mr. Springer to Senate bill No. 5, be laid upon the table.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas..... 78
Nays 76

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Berry,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Fleharty,
Funk,
Galbraith,

Messrs. Galloway,
Goodell,
Haines,
Hawes,
Headfield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Koerner,
Latimer,
Mason,
Mayo,
McConnel,
McElvain,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Pixley,
Powell,
Price,

Messrs. Reinhardt,
Remsberg,
Rice of Peoria,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vocke,
Walke,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Burnside,
Carle,

Messrs. Casey of Jefferson,
Casey of Shelby,
Cavan,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Easley,
Efner,
Elder,

Messrs. Finley,
Fouke,
Frew,
Gaines,
Gallagher,
Gass,
Gillham,
Hall,
Herdman,
Hinchcliff,

Messrs. Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenburg,
McElwee,
Merritt,
Miller of Madison,

Messrs. Morray,
Morrill,
Morris,
Morrison of Monroe,
Moree,
Mussetter,
Nelson,
Olson,
Phillips,
Ralls,
Reise of Logan,
Rice of Sangamon,
Richardson,
Riggs,
Rives,

Messrs. Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Ross,
Sage,
Sneldon of Champaign,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Vennum,
Webb,
Wright.

So the amendment was laid upon the table.

The question then recurring upon the adoption of the report of the committee, it was decided in the affirmative.

So the report was adopted.

Mr. Armstrong moved to suspend the rules for the purpose of going into committee of the whole for the consideration of Senate bill, No. 5, a bill for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness;" which motion was not agreed to.

Reports of standing committees being in order,

Mr. Sullivan, from the committee on printing, submitted the following report; which was adopted:

Your committee on printing, to whom was referred the resolution providing for maps for the use of the apportionment committee, have the honor to recommend that the Secretary of State be authorized and instructed to have printed 500 copies of a tabular statement of the census of 1870, of the State of Illinois, showing the population of each county; and 300 copies of a like statement of the census of Cook county, showing the population of each town in the county, and of each ward in the city of Chicago; and to furnish 300 outline maps of the State of Illinois; 200 outline maps of Cook county; and 200 outline maps of the city of Chicago, for the use of the committees on apportionment, and for the members of the House.

W. K. SULLIVAN,
W. W. BARR,
SAM'L CALDWELL,
N. H. RYAN.

Mr. Sullivan, from the committee on printing, made a further report, as follows; which was adopted:

Your committee on printing beg leave to report that they have considered the resolution referred to them, on the subject of appointing official reporters; and believing that it is inexpedient to employ official reporters, respectfully recommend that the resolution be not adopted.

W. K. SULLIVAN,
SAM'L CALDWELL,
THOS. J. TURNER,
W. W. BARR,
WM. SCHWARTZ,
OSMAN PIXLEY,
N. R. TAYLOR,
WM. MASSENBERG,
N. H. RYAN.

Mr. Stillwell, from the committee on contingent expenses, submitted the following report:

To the Honorable the House of Representatives of Illinois:

The committee on contingent expenses, having further considered the subject of assigning rooms and clerks to committees, recommend:

That the committees on manufactures, agriculture, and roads, highways and bridges be assigned to the same room, and that they be allowed one clerk only;

The committees on printing, corporations, and executive department, one room and one clerk for the three;

The committee on enrolled and engrossed bills, the room of the Enrolling and Engrossing Clerk, and one clerk, to be employed by the chairman;

The committees on revenue, appropriations and claims, one room and one clerk for the three committees;

The committees on municipal affairs, counties and township organization, and elections, one room and one clerk for the three committees;

The committees on canal and river improvements, on mines and mining, and on banks and banking, one room and one clerk for the three committees.

The committee have to report that a janitor has been employed to take charge of committee rooms in this building, at the rate of two and a half dollars per day—the janitor for all other rooms rented, to this date, being furnished by the proprietor.

The committee, at the suggestion of the Clerk of the House that some place for the keeping of papers and records pertaining to his office is necessary, have directed the fitting up of a small room, under the stairway, in this building, for that purpose.

Respectfully submitted.

JOHN STILLWELL, *Chairman.*

January 19, 1871.

Mr. Roe moved to lay said report upon the table; which motion was not agreed to.

The question recurring upon the adoption of the report, it was concurred in.

Mr. Cary moved that the rules be suspended, and the House go into committee of the whole for the consideration of Senate bill, No. 5, a bill for, "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness;" which was not agreed to.

Mr. Burley, from the committee on penitentiary, reported back a petition from Benjamin F. Brown and other citizens of Pulaski county, asking that citizenship be restored to Alvin Mize, and recommended that said petition be referred to the committee on judiciary.

On motion of Mr. Burley,

The petition was so referred.

Mr. Ross, from the committee on rules, to whom was referred the notice of a new rule, relating to the introduction of bills, reported the following as an additional rule; which was adopted:

"The roll shall be called each day for the introduction of bills, when each member may introduce three bills. Should the call not be

completed, it shall be resumed the following day, commencing at the point where it was suspended on the previous day: *Provided*, that the calling of the roll may be suspended by a majority vote."

On motion of Mr. Campbell,

It was

Resolved, That the committee on judiciary be instructed to prepare a bill for the more complete suppression of the sale of lottery and gift enterprise tickets within this State, and for the punishment for the same, and report such bill to this House at their earliest convenience.

Mr. Burley submitted the following:

Resolved, That the committee on revenue is hereby instructed to take into consideration, and report to this House by bill or otherwise, on the expediency of a law to provide for the redemption of real property sold for non-payment of taxes, in the following manner, to-wit: That when real property is sold for non-payment of taxes, the owner, owners, or their legal representatives, shall have the right to redeem the same from said sale by payment within six months of 25 per cent., within twelve months of 50 per cent., within eighteen months of 75 per cent. of the amount of taxes and costs for which said property may have been sold, in addition to the amount of taxes and costs; but that after the lapse of eighteen months the purchaser or purchasers shall be entitled to collect the full amount of 100 per cent., as now provided by law.

On motion of Mr. Wright,

The resolution was referred to the committee on revenue.

The commissioners appointed in pursuance of an act of the General Assembly, approved March 8, 1869, to revise and re-write the general statute laws of the State, made a written report; which was

Referred to the committee on judiciary.

On motion of Mr. Waite,

The House proceeded to the next order of business, which was the introduction of bills.

The Clerk proceeded, under the rule, to call the roll for the introduction of bills, when

Mr. Morgan moved to suspend the calling of the roll, and proceed to the next order of business,

Which was decided in the negative, { Yeas..... 63
Nays 69

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Berry,
Boyd,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Carle,
Cary,
Chandler,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Etner,
Fleharty,
Funk,
Galloway,

Messrs. Goodell,
Haines,
Hawes,
Heafeld,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Koerner,
Latimer,
Mason,
Mayo,
McConnell,
McElvain,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Morgan,

Messrs. Morray,
Morris,
Morrison of Cook,
North,
Pixley,
Powell,
Remsburg,
Rice of Peoria,
Sanford,
Schwartz,
Senne,
Short,
Smith of Ogle,
Townsend,
Vocke,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wright,

Those voting in the negative are,

Messrs. Barnes,
Barrett,
Briscoe,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Cunningham,
Easley,
Finley,
Frew,
Galbraith,
Gallagher,
Gass,
Gillham,
Herdman,
Huntley,
Jeffries,
Kelley,
Kenny,

Messrs. King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElwee,
Miller of Madison,
Moffit,
Morrill,
Morrison of Monroe,
Morse,
Musetter,
Nelson,
Olson,
Phillips,
Price,
Ralls,
Reinhardt,
Reise of Logan,
Rice of Sangamon,

Messrs. Richardson,
Riggs,
Roberts,
Rodgers of Madison,
Roe,
Root,
Ross,
Rowley,
Sage,
Sheldon of Champaign,
Shelton of Warren,
Spriger,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Timble,
Turner,
Vennum,
Watkins,
Webb,
Wright.

So the motion to proceed to the next order of business was not agreed to.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

Resolved by the House of Representatives, the Senate concurring, That when the respective houses adjourn to-day, that such adjournment be until Tuesday, the 24th day of January, 1871.

Mr. Campbell, at 12:38, moved to adjourn; which motion was not agreed to.

Mr. Roe introduced

House bill, No. 41, for "An act to determine the mode of estimating freight charges upon railroads, and for punishing violations thereof."

Which was ordered to a first reading.

Mr. McMillan introduced

House bill, No. 42, for "An act to fix the salaries of State officers, judges of the supreme and circuit courts, judges of the superior court of Cook county, State's attorneys, and defining the incidental expenses of certain State officers therein named, and providing for the manner of the payment thereof."

Which was ordered to a first reading.

Mr. Galbraith introduced

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named.'"

Which was ordered to a first reading.

Mr. Miller of Kane introduced

House bill, No. 44, for "An act to amend an act entitled 'a bill for a general act of incorporation of agricultural and horticultural societies and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855."

Which was ordered to a first reading.

Mr. Olson introduced

House bill, No. 45, for "An act to amend section 7 of an act entitled 'an act to provide for ascertaining the qualification of voters, and to prevent fraudulent voting,' approved Feb. 22, 1861."

Which was ordered to a first reading.

Mr. Olson introduced

House bill, No. 46, for "An act to amend section 37 of chapter 37, of the Revised Statutes of Illinois, entitled 'Elections.' "

Which was ordered to a first reading.

Mr. Phillips introduced

House bill, No. 47, for "An act to regulate the practice of medicine and surgery in the State of Illinois."

Which was ordered to a first reading.

Mr. Price introduced

House bill, No. 48, for "An act to regulate the publication of the decisions of the supreme court."

Which was ordered to a first reading.

Mr. Ralls introduced

House bill, No. 49, for "An act to vacate that part of the town plat of the town of Kaskaskia, in Randolph county, known as Edwards' addition of said town."

Which was ordered to a first reading.

Mr. Root introduced

House bill, No. 50, for "An act to provide for jury trials in all divorce cases."

Which was ordered to a first reading.

Mr. Short introduced

House bill, No. 51, for "An act authorizing the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers."

Which was ordered to a first reading.

Mr. Strong introduced

House bill, No. 52, for "An act to legalize the equalization of the assessment of taxes by the boards of supervisors in the several counties of this State."

Which was ordered to a first reading.

Mr. Sullivan introduced

House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois."

Which was ordered to a first reading.

Mr. Vennum introduced

House bill, No. 54, for "An act to repeal section 41 of an act entitled 'an act to incorporate the town of Chebanse,' approved March 13, 1869."

Which was ordered to a first reading.

Mr. Taylor introduced

House bill, No. 55, for "An act entitled 'an act to regulate the practice of medicine in the State of Illinois.' "

Which was ordered to a first reading.

Mr. Armstrong moved that the House adjourn.

The motion was agreed to.

So the House, at 12:30 o'clock, adjourned.

TUESDAY, JANUARY 24, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Harvey.

The journal of Thursday was read.

Mr. Hinchcliffe presented a petition from twelve hundred and thirty-seven citizens of McLean county, praying for the passage of the bill entitled "An act providing for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from John N. Chilton and six hundred and seventy others, of Perry county, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from six hundred and seven citizens of Madison county, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition of five hundred and eighty-six citizens of St. Clair county, praying for the passage of a bill now before the House, entitled "An act providing for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Vennum presented a petition from legal voters of Iroquois county, asking for the repeal of section 41 of an act entitled "An act to incorporate the town of Chebanse;" which was

Referred to the committee on municipal affairs.

Mr. Wight presented a petition from sundry citizens of Rockton, Winnebago county, asking for a general incorporation law, under which any business requiring a corporation may be organized according to the requirement of the constitution; which was

Referred to the committee on municipal affairs.

Mr. Roessler presented a petition from citizens of Shelbyville and Moulton, praying that the said towns be consolidated into one corporation; which was

Referred to the committee on municipal affairs.

Mr. Webb presented a petition from members of the bar, in relation to decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Ross presented a petition from Daniel Abbott, praying for the passage of a bill regulating the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Whitney called up a petition previously laid upon the table, from citizens of DuPage county, asking that laws be enacted requir-

ing all convict labor in the State Penitentiary to be done and performed within the walls of the penitentiary ; which was

Referred to the committee on penitentiary.

Mr. Springer presented a petition from Charles S. Matteson, praying the allowance of a claim therein mentioned, with accompanying bill ; which was

Referred to the committee on claims.

Mr. Webb presented certain papers in the case of the eligibility of the member from the second representative district ; which was

Referred to the committee on elections.

Mr. Roessler presented a petition from citizens of Shelby county, asking for the relief of John Stilgebower, who was wounded by the discharge of a cannon, while in the service of the State ; which was

Referred to the committee on claims.

Mr. Taylor submitted the following :

Resolved, That the committee on revenue be instructed to inquire into the expediency and propriety of so amending the revenue law as to extend the time for collecting taxes by town collectors to the first of April, instead of the fifteenth of February, as now fixed by law ; and that they report by bill or otherwise.

Which was referred to the committee on revenue.

Mr. King of Jersey submitted the following :

WHEREAS in the numerous cities and towns of this State, streets, alleys, sidewalks, etc., are indispensable to their growth and prosperity ; they must be graded, paved and kept in repair. How this shall be done, how paid for, what proportions by the owners of contiguous property and what by general contribution, the people of the particular town or city are better qualified to decide than others can be. The same system will not be suited to the wishes or necessities of all places, and under our present laws a radical reform is indispensable to remove this evil ; therefore,

Resolved, That the committee on municipal affairs inquire into the expediency of reporting to this House a clause in a general bill upon that subject, vesting in each city and town full power and control of such improvements, and of the means best adapted to its wishes, circumstances and necessities ; but for all other purposes of taxation making the law uniform.

Which was referred to the committee on municipal affairs.

Mr. King of Jersey submitted the following :

WHEREAS in many parts of this State, in consequence of farmers being closely engaged in their farming operations, and not being in a situation, when labor is most needed on public roads, to perform it, and when actually called out to perform their labor, as required by existing laws, one man hired for money will perform more labor than two who are working out their time ; and for the purpose of having the public roads at all times kept in good order and repair, and making each and every man perform road labor, according to the property he may possess ;

Resolved, That the committee on roads, highways and bridges be instructed to take into consideration the propriety of giving the county court of each county in this State and the board of supervisors in counties adopting township organization, the power either of appointing or acting themselves, an engineer for the county, whose duty it shall be to attend to the building of bridges and superintending of all roads in the county. He shall hire hands and keep all public roads in repair, making full report of his proceedings to the county court. Said engineer (or county court) shall have power to sell out the public roads, by townships, or parts of townships, to the lowest responsible bidder, taking bonds for the faithful performance thereof ; a tax of three dollars to be levied on each man in

the State, for road purposes, and no property to be exempt from execution to pay it; a tax of three mills on the dollar may be levied for road purposes, on all property; and that they report by bill or otherwise.

Which was referred to the committee on roads, highways and bridges.

Mr. Wright submitted the following:

Resolved, That the committee on judiciary take into consideration the propriety and expediency of passing a law abolishing the widows' right of dower in this State as is now provided by law, and in lieu thereof allow the widow of any deceased person, being the owner of real estate, to have and recover the undivided one-third part thereof in fee simple, with right of partition, as in other cases of a holding by tenants in common; and report to this House by bill or otherwise.

Which was referred to the committee on judiciary.

Mr. Reinhardt submitted the following:

Resolved, That the committee on public charities be instructed to inquire into the expediency of providing suitable places for the reception of such insane persons as are dismissed from the asylum in Jacksonville as incurable.

Which was referred to the committee on public charities.

On motion of Mr. Cary,

The rules were suspended, for the purpose of giving the judiciary committee an opportunity to report.

Whereupon,

Mr. Cary, from the committee on judiciary, reported back House bill, No. 4, for "An act to amend an act entitled 'an act to change and fix the times of holding court in the second and third judicial circuits of this State,' " and asked that the bill be referred to the committee on judicial department, and that the committee on judiciary be discharged from the further consideration of the same.

The report of the committee was concurred in, and the bill was Referred to the committee on the judicial department.

Mr. Galloway submitted the following:

WHEREAS the counties of Cook, Will, Kankakee, Iroquois, Ford, Champaign, Douglas, Coles, Cumberland, Shelby, Effingham, Clay, Fayette, Marion, Clinton, Jefferson, Washington, Perry, Jackson, Union, Pulaski, Alexander, Christian, Macon, DeWitt, McLean, Woodford, Marshall, LaSalle, Bureau, Lee, Ogle, Stephenson and JoDaviess, in the State of Illinois, are in whole or in part traversed or virtually touched by the line of the Illinois Central railroad, and in which counties the property of the Illinois Central Railroad Company, including its tracks, sidings, buildings, rolling stock and lands not sold and ceded, is by the terms of its charter exempt from taxation of all kinds; and whereas the State of Illinois receives annually into the State treasury, in lieu of all such taxes, and for the franchises contained in the charter of said railroad company, seven per centum of the gross receipts or earnings of said railroad company, amounting to the sum of \$500,000 more or less; and whereas the constitution of the United States, which is the supreme law of the land, prohibits the States from passing any laws impairing the obligation of contracts; and whereas the counties named, and some others, are deprived by said railroad charter of the power to collect their due proportion of revenue from said exempt property; and whereas the half million dollars annually paid into the State treasury by said railroad company are indirectly collected from the people of said counties in the high prices charged for the railroad lands, partly so charged because of their exemption from all taxation until ceded; and the high rates of freight and local passenger traffic; now, therefore,

Resolved, That a select committee, to consist of nine members of this house, be appointed by the Speaker thereof, a majority of whom shall be from the counties named in the preamble to this resolution, to take into consideration the propriety of reporting a bill for an act appropriating a sum equal to two and one-half per centum of the gross receipts of said Illinois Central Railroad Company to the counties thus unjustly affected, to be distributed in proportion to the assessed value of the taxable property in said counties, and that the Auditor be required to draw his warrant upon the State treasury in favor of the county treasurers of the respective counties, for the sums so payable, and that the same be paid by the State Treasurer out of any money in the treasury not otherwise appropriated.

On motion of Mr. King of Cook,

The preamble and resolutions were laid upon the table and ordered printed.

Mr. Roe submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That such a report of the proceedings and debates of the Twenty-seventh General Assembly as has thus far been furnished by Messrs. Ely, Burnham & Bartlett, be continued as an official report, and they as official reporters : *Provided*, the said reporters consent to accept (\$25) twenty-five dollars per calendar day, in full, for reporting each branch—such report not to exceed eight (8) columns of seven thousand (7,000) ems each : *Provided, further*, that in case of the adjournment of either branch for more than two consecutive days, said reporters shall only receive half pay in such house so adjourning, for any day over and above such two days' adjournment ; and that in case of an adjournment of more than seven consecutive days, shall receive no pay whatever during such adjournment : *And, provided, further*, that the printing of said report can be obtained without expense to the State.

On motion of Mr. Morrison of Monroe,

The resolution was referred to the committee on fees and salaries.

Mr. Springer submitted the following joint resolution :

Resolved by the House of Representatives, the Senate concurring herein, That the Governor is hereby authorized to pay, out of the contingent fund, the sum of one hundred dollars, upon the order of Stephen T. Logan, President of the Board of Managers of Oak Ridge Cemetery, for the purpose of procuring the removal of the remains of the late Governor William H. Bissell, from Hutchinson Cemetery to Oak Ridge Cemetery, near the city of Springfield.

Mr. Phelps moved to lay said resolution upon the table ; which motion was not agreed to.

The question recurring upon the adoption of the resolution, it was agreed to.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Waite submitted the following :

Resolved, That the standing committees on public buildings and grounds be instructed to inquire into the expediency of passing a law regulating the construction of halls, churches, and public buildings and hotels, so as to furnish and secure ample means of escape for the inmates thereof in case of fire ; and if found expedient, to report such a law to this House, with proper penalties to secure the enforcement thereof.

Which was referred to the committee on public buildings and grounds.

A message from the Governor, by E. B. Harlan, Private Secretary:
 Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, with accompanying documents:

EXECUTIVE DEPARTMENT,
 SPRINGFIELD, ILLINOIS, *January 24, 1871.*

TO HON. WILLIAM M. SMITH.

Speaker of the House of Representatives:

In answer to a resolution of the House of Representatives, adopted on the 11th day of January, 1871, I have the honor to transmit to you for the information of that body, the report of General Richard Rowett, State Trustee of the Illinois and Michigan Canal, and certain papers accompanying his report, which contain all the information in possession of this department in reference to the subject referred to in the resolution of the House of Representatives.

JOHN M. PALMER.

COMMUNICATION FROM GEN. ROWETT, STATE TRUSTEE OF THE ILLINOIS AND MICHIGAN CANAL.

SPRINGFIELD, ILLINOIS, *January 19, 1871.*

TO HIS EXCELLENCY, JOHN M. PALMER,

Governor of Illinois:

SIR—I have the honor to acknowledge the reception of your communication of January 11, 1871, transmitting to me the preamble and resolution of the House of Representatives, dated January 10, 1871, asking for information in regard to certain leases of water power, granted by the Trustees of the Illinois and Michigan Canal; also, for information in regard to leasing the ninety feet reserved strip, (so-called) of the Illinois and Michigan Canal, near the mouth of the Chicago river.

I inclose, herewith, a lengthy report, made by Mr. William Gooding, Secretary of the Board of Trustees of the Illinois and Michigan Canal.

It will be seen that the only lease ever made by the Trustees, of water power in Ottawa, was made May 24th, 1852. A copy of said lease is herewith submitted, marked "C."

There has been three leases of water power made, respectively March 4th and 26th, 1853, and July 1st, 1866, to Messrs. Norton & Company, of Lockport. Doubtless the lease referred to in the preamble of the House of Representatives is the lease of 1866, herewith submitted, marked "A."

It will be seen by reference to the reports of the General Assembly of Illinois for 1869, Vol. I, page 513, that this lease and the causes which led to it were fully investigated two years ago, by the Committee on Canal and Canal Lands—Hon. A. Crawford chairman of said committee.

There has not been any *lease* made of the ninety feet reserved strip. A contract has been entered into, and license given to Adam Smith, of Chicago, to deepen and widen the canal, so as to make it a ship

canal or basin, for six miles, commencing at the Chicago river. Memorandum of agreement with Mr. Smith is herewith submitted, marked "B."

A proposition was made to the Board of Trustees, at their annual meeting, in Lockport, May 2d, 1870, by Adam Smith, a large land owner on the line of the canal, for the enlargement of a portion of the canal, near the city of Chicago.

The State Trustees waited on the mayor of the city of Chicago, the president of the board of public works in Chicago, and prominent engineers, and business men along the line of the canal. All agreed that to procure a ship canal and dockage for six miles, would be a great benefit to the State and to all the towns along the line of the canal and Illinois river.

The Trustees have always felt it their duty to advance the interest of the State, as well as to protect the rights of the bondholders, whether the trust continued for a long period or not, and believing that the walling or docking of that portion of the canal and the increase of tolls that must ensue from the increased facilities to do business, would add largely to the wealth of the State, they were glad to grant the license asked for by Mr. Smith. The State pays nothing and controls everything on the proposed improvement.

I have the honor to remain,

Your obedient servant,

R. ROWETT,

State Trustee Illinois and Michigan Canal.

CANAL OFFICE, LOCKPORT, Jan. 14, 1871.

TO HIS EXCELLENCY, JOHN M. PALMER,

Governor of Illinois:

SIR—I have just received from the State Trustee a copy of the following preamble and resolution:

WHEREAS it is understood that the Trustees of the "Illinos and Michigan Canal" have executed a lease of the water-power at Lockport, Will county, for a term of twenty years, thereby creating a lien to extend some 17 or 18 years beyond the extinguishment of the trust; and whereas it is understood that the said Trustees have further executed a lease for ninety-nine years, for the ninety feet strip on each side of said canal for a distance of six miles, beginning at the south branch of the Chicago river, and extending westerly; and whereas it is understood that the said Trustees have executed a lease of the water-power at Ottawa, LaSalle county; therefore,

Be it Resolved, That his excellency, the Governor, be requested to furnish this House with any and all information with regard to these leases, and the law therefor, in his possession, or to which he has access.

"Passed House of Representatives this tenth day of January, 1871."

There will be found herewith a copy of the lease to Norton & Co., for the surplus water at Lockport, dated July 1st, 1866, and marked "A."

This is doubtless the lease referred to in the preamble, it being the same that was thoroughly investigated by the Senate Canal committee two years ago, elaborately reported upon, and in regard to the legality of which, the opinion of Attorney-General Bushnell was obtained.

There are two other leases with Hiram Norton for water-power at Lockport—one for three run of mill-stones, dated March 4, 1853, and the other for two run, dated March 26, 1853—both leases to run twenty years from date, with same privileges of renewal upon certain conditions as are usually inserted in similar leases made upon the canal in older States.

There will also be found, herewith, a *contract* with Adam Smith, of Chicago, executed on the 21st day of December, 1870, for the enlargement of six miles of the canal running westerly from Chicago river, and the protection of its banks by docking.

This contract must be the instrument designated as a "lease" in the preamble, as the Board of Trustees has granted to no one else than said Adam Smith, the right to use or occupy any portion of the ninety feet reserved strip on this portion of the canal.

A copy of the contract referred to is submitted, marked "B."

The only lease of water-power at Ottawa which has ever been made by the Trustees, was made to the Ottawa Hydraulic Company, and is dated May 24th, 1852, a copy of which, marked "C," will be found herewith.

It may be proper here to explain that as long ago as June 5th, 1838, the Board of Canal Commissioners acquired the right of Messrs. Green and Stadden, the owners of the property on the right bank of Fox river, at Dayton, where their mill-race, mills, etc., were situated, to the right of way over their property for the Fox river feeder and the construction of the necessary appendages at the head of it, in consideration of the privilege of drawing from said feeder within less than a mile from the dam, *one-fourth* of the quantity of water supplied by Fox river, which would be *one-half* to which they were legally entitled.

It was soon found that in seasons of ordinary low water in Fox river, the proportion of the water to which the State would be entitled, after supplying the canal for navigation from Marsailles to La-Salle, would give *nothing* for *permanent* water-power at Ottawa. Of course, this was not thoroughly demonstrated until after the canal was completed and had been some little time in use, though previous to this it was found that Fox river in dry seasons discharged much less water than had been anticipated.

Under these circumstances, a number of prominent citizens of Ottawa, feeling, doubtless, that their private interests, as well as those of the public, might be promoted by such an arrangement, after negotiations extending through a considerable length of time, agreed to organize themselves into a company, and purchase the right to control all the waters of Fox river, except the quarter reserved by Messrs. Green and Stadden, if the Trustees would somewhat enlarge the capacity of the feeder, and lease them water-power at Ottawa, at a price and upon such terms as are designated in the accompanying lease. It will be seen that the Trustees had no water-power to lease at Ottawa until this arrangement was made.

As the majority of the Board of Trustees of the Illinois and Michigan Canal are not now in Illinois, and cannot themselves explain, so soon as may be desired, the policy which has governed them in execu-

ting leases, and especially those of water-power, it may not be amiss for me to state the views which I have so often heard them express.

1. In leasing all property they have deemed it their duty to secure the greatest advantages possible, to the State, either by the direct revenue to be derived from it in the way of rent, or in the enhancement of the value of other canal property, or the business of the same.

2. The leases have been made for as short a time as the interests involved would permit, but not because they had any doubt of their legal right to make them for longer periods or for periods extending beyond the duration of the trust, as that duration was entirely uncertain. The State having the power to terminate the trust at any moment, by the full payment of the canal debt, all parties taking leases would very naturally require some protection against being ousted at a moment's warning.

The longest leases which have been made by the Trustees have been made for water-power, and none of these have exceeded *twenty years*. In other States it has been customary to make leases of this character for much longer periods, say ninety-nine years, because the amount of capital necessary to be invested in buildings and machinery in order to use this power to advantage was necessarily great, and parties making these large expenditures reasonably demanded some protection until they could have time to realize the advantages of their investments.

In consequence of the desire of the Trustees to obtain a fair price for the rent of water-power, the uncertainty of the permanent amount which could be supplied at any point, and the short time (twenty years) to which the Trustees determined to limit this class of leases, prevented them from making any such leases until several years after the completion of the canal. No parties would at first come forward and invest the necessary capital to use the water power successfully.

The amount which has been or which may be hereafter collected for the rent of water power on this canal, as on all other canals, bears a very small proportion to the amount collected in tolls growing out of the transportation incident to the use of the water power.

Although all matters pertaining to the lease of the surplus water at Lockport were thoroughly investigated by a legislative committee two years ago, many witnesses having been called upon to testify in regard to questions which were supposed to have a bearing upon it, it may not be improper to re-state a history of the case at this time.

The Board of Trustees of the Illinois and Michigan Canal, at the request of the Board of Public Works of the city of Chicago, in order to enable the said city to deepen the canal between Chicago and Lockport, consented to have the water drawn off on the 15th day of November, in each of the years 1865, 1866 and 1867, and remain drawn off until the first day of April, 1866, 1867 and 1868. Subsequently this same privilege was extended for the three following years, or up to April 1, 1871.

✓ Messrs. Norton & Co., after the water had been kept out of the canal for the first season, in accordance with the arrangement between the Trustees and the city of Chicago, brought in a bill of damages for

a large amount for being deprived of water to run their mills, to which they alleged that they were entitled under their leases, dated respectively the 4th and 26th of March, 1853.

The Trustees, after a full consideration of the subject and the advice of counsel, came to the conclusion, if possible, to effect a compromise rather than to become involved in expensive litigation—the result of which they believed would be a verdict for a large amount of damages against the State—and the accompanying lease, marked “A,” is the result of that compromise. There can be no question, with any who will take pains to fully understand the subject, that it was an exceedingly favorable one to the State.

In the execution of the contract with Adam Smith, for the enlargement of six miles of the canal, westerly from Chicago river, the Trustees believed that they were promoting the best interests of the State for the following reasons:

1. If the work be done according to contract (and if not, it will of course be canceled), a ship canal of sufficient depth for large vessels, and 140 feet wide, will be secured.

2. The banks of the canal, which should otherwise sooner or later be walled, will be perfectly protected by the docks on either side, so as to require no repairs for this distance.

3. It adds *twelve* miles of good docks, thus largely increasing the business facilities of the city of Chicago, and in a direction which can not fail to increase the business and revenues of the canal.

4. It practically extends the Lake level six miles nearer to the point where it runs out at Lockport, thus shortening the distance in which the three feet declivity is given, and largely increasing the discharge of water from Chicago river.

5. All of these advantages and many more will be realized from the large individual expenditures which will be necessary to accomplish the object designed, and without a dollar's expense to the State.

Your obedient servant,

WM. GOODING, *Secretary.*

“A.”

This agreement, made this first day of July, A. D. 1866, between the Board of Trustees of the Illinois and Michigan Canal, party of the first part, and Messrs. Norton & Co., of Will county, and State of Illinois, party of the second part:

Witnesseth, that said party of the first part, in consideration of the rents reserved and the covenants of the party of the second part hereinafter contained, and upon the express condition that the party of the second part shall continue during the whole of the term to comply with all and singular the limitations and conditions hereinafter contained, and shall in every respect perform all the stipulations of this agreement by said party to be performed, agree to sell and lease to said party of the second part, for the term of twenty years from and after the first day of July, A. D. 1866, subject to the restrictions, limi-

tations and conditions herein contained, the use and occupation of all "the additional water which may be produced at Lockport by the deepening of the cut between Lake Michigan and the River Des Plaines," according to the plan adopted by the Board of Public Works of the city of Chicago, as specified in the contracts for the execution of the said work.

And the said party of the second part, for and in consideration of this right to the use and occupation of said water, agrees to pay to the said Board of Trustees of the Illinois and Michigan Canal "an annual rent which shall bear the same proportion to the whole quantity of water supplied, as the rent paid under the leases made to Hiram Norton, dated March 4th and 26th, A. D. 1853, bears to the quantity of water now furnished to said Norton under said leases:" *Provided*, the party of the second part shall not be deprived of the use of the water for more than one month in the aggregate in any one year. And if, for the purpose of repairing the canal or the work connected therewith or in consequence of breaches, or the inadequacy of the supply of water, the party of the second part shall be either partially or wholly deprived of the use of any portion of the water power hereby leased, so as to prevent the operation of any of the hydraulic works usually propelled by the water power leased, such deduction shall be made from the rent accruing on such portion of the water power as the said party is prevented from using, as will bear the same proportion to the yearly rent thereof, as the time during which said party has been deprived of its use bears to eleven months; the rent to be paid semi-annually on the first day of July and January, in each and every year during the continuance of this lease, to the Secretary of the Board of Trustees in Lockport, or any other agent of the Trustees duly authorized to receive the same.

And it is further expressly agreed, that the party of the second part shall not cause the water to flow out of the canal at any time, so as to reduce the depth of the water therein below six feet, except by the written permission of the General Superintendent or other authorized agent of the board of Trustees; nor shall the party of the second part permit it to be done by any person or persons employed in or about the mill or hydraulic works propelled by water hereby leased.

It is expressly understood and agreed between the parties, that for the purpose of preventing or repairing breaches, removing bars or other obstructions to the navigation of the canal or the works or devices connected therewith, any authorized agent of the party of the first part may cause the water to be drawn either partially or wholly out of the canal, and to remain so drawn out so long as may be necessary for any of the aforesaid purposes; and the said party of the second part shall not be entitled to any deduction from the rent hereby made payable, unless said party shall thereby be deprived of the use of the water for more than *one month* in any one year.

And the party of the first part reserves the right to resume, at any time, the use of the water hereby leased, whenever the same shall become necessary for the purposes of navigation, and to continue the use thereof so long as the same shall be necessary for the purpose aforesaid; and if it shall become necessary for the party of the first

part to resume so great a portion of the water hereby leased, or of the whole thereof, for so great a portion of the time as to defeat the object of this lease by destroying the value of the privilege, (which fact shall be determined by three judicious, disinterested freeholders, one to be chosen by the Board of Trustees or an authorized agent, one by the party of the second part, and the third by the two thus chosen,) then the party of the second part shall be from such time absolved from all further liabilities growing out of this agreement.

And it is further agreed, that should the water privilege be pronounced valueless in the manner hereinbefore stated, then the party of the second part may have the right to purchase the property occupied in the use of said power (if owned and controlled by said Board of Trustees) at the appraisal of three disinterested, judicious freeholders, chosen as before mentioned: *Provided*, the same be not below the State appraisal, and the said appraisement shall be made without reference to the value of the improvements thereon.

And is also further agreed, that upon the expiration of this lease, the party of the second part shall be entitled to a renewal of the lease for a like term of years, for such rent as may be offered by the highest responsible bidder, who shall also agree to purchase of said party of the second part all permanent buildings and structures necessarily erected by said party for the use of the water hereby leased, at such price as said buildings and improvements shall be adjudged to be worth by three disinterested, judicious freeholders, to be chosen as hereinbefore specified. And if no such bid shall be made on the terms aforesaid at a higher rent than herein specified, said party shall be entitled to such renewal, on the terms of this lease, for the further term of twenty years.

And it is also further agreed, that the party of the second part shall "furnish or sub-let to other parties any surplus water which may remain unemployed after their own wants are supplied, at the same rate per annum for the use thereof as they may themselves be bound to pay the Board of Trustees for their use of the same; and further, that the terms and conditions which they may require of the sub-lessees shall be satisfactory to the Board of Trustees."

And it is further expressly agreed and understood, that the party of the second part (Messrs. Norton & Co.,) shall have no claim to any damages arising from the stopping off the supply of water by the canal at Lockport, unless the same shall be the result of some palpable neglect or mismanagement on the part of the Board of Trustees, or its agents having immediate charge of the canal.

And it is further expressly agreed and understood, that, in consideration of the advantages secured to the party of the second part, (Messrs. Norton & Co.,) by this lease of additional water to them as aforesaid, "they relinquish absolutely the claims heretofore presented by them for alleged damages to their business arising from the shutting off the water and closing of the canal for the purpose of deepening the same, say between November 15th, 1865, and April 1st, 1866; and, further, that "they waive any and all future claims for damage of the same nature which may arise during the period required for

deepening the canal, as that work is now being executed by the city of Chicago," even if it should require more time than is contemplated and specified in the existing contracts.

The Board of Trustees of the Illinois and Michigan Canal, by :

[L. S.]
[L. S.]

(Signed),
(Signed),

W. H. SWIFT, *President*.
NORTON & Co.

" B. "

Memorandum of agreement between the Board of Trustees of the Illinois and Michigan Canal, party of the first part, and Adam Smith of Chicago, Illinois, party of the second part :

Whereas it is desirable that the Illinois and Michigan Canal should be enlarged ; now, for the purpose of aiding in such enlargement, and on condition that the said party of the second part shall perform all the conditions and be subject to all the qualifications hereinafter set forth, license and permission is hereby given to the said Smith and his legal representatives to occupy the ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east of the third principal meridian, where the same crosses the canal, and extending westerly along the line of said canal 30,000 feet, subject to the following conditions, to wit :

1. The said Adam Smith shall excavate to an equal width on each side of said canal, so that the whole width at water line, between docks, shall not be less than one hundred and forty (140) feet, and the depth ten (10) feet, from low water mark in Chicago river ; and he shall have the privilege of using or disposing of all the earth excavated in making the enlargement, free of any charge.

2. Good substantial docks, of sound, durable timber, shall be built upon both sides of the canal, when enlarged to the contemplated width, and upon either side as soon as that side is completed.

3. The towing path shall not be in any manner injured or encroached upon, until the excavation upon the opposite side and the docking thereof shall have been completed continuously from the place of beginning along the said canal two (2) miles.

4. The work must be executed in such a manner as not to interfere, in any way or to any extent, with the navigation of the canal, or in any manner impair its value or usefulness ; and, during the progress of the work, and when the full enlargement shall have been made, every part thereof and of said ninety (90) feet shall remain under the same supervision and subject to the same rules and regulations as all other parts of the canal. It is understood and stipulated that the work during its entire progress shall be done under the inspection and direction of the General Superintendent of the canal, and all questions under this contract which may arise between the parties shall be decided by him, and his decision shall be final and conclusive.

5. The enlargement shall not be made, nor the docks constructed, without the consent in writing of the parties owning contiguous land, and that lying immediately in the rear of the ninety (90) feet reserved

strip on each side, nor any part of such ninety (90) feet strip occupied or used without such consent.

6. The whole enlargement and improvement shall be completed within ten (10) years from the date of this agreement, and the progress of the work shall be such as to give reasonable assurance of its completion within the time specified. A failure to prosecute the work in a manner to give such assurance (as in the opinion of the General Superintendent of the canal), shall subject this contract to forfeiture upon sixty days notice being given by the said General Superintendent of the canal: *Provided*, that so much of the said ninety (90) feet on the south side of the canal, not less than one mile, as may have been already improved according to the terms of this contract, may be held and occupied by said Smith and his legal representatives according to the terms hereof.

7. Should the general enlargement of the canal before the expiration of this contract be decided upon, either by the State or any competent authority, it is expressly understood that this contract and license shall have no force to interfere with or embarrass such enlargement at any time that it may be undertaken, and the said General Superintendent may terminate this contract by sixty (60) days notice.

8. Upon the completion of the enlargement as herein stipulated in this contract, or any part thereof, the Board of Trustees of the Illinois and Michigan Canal hereby license to the said Smith and his legal representatives, so far as they can lawfully do it, the right to use such portions of the ninety (90) feet reserved strip on each side of the canal as have not been excavated in making the enlargement, to said Adam Smith and his legal representatives, until the land shall be required by authority of the laws of the State of Illinois for a further enlargement of the canal, or until it shall be needed for canal purposes.

9. The said Smith and his legal representatives shall have the privilege of enlarging and deepening the canal eastward, from the place of starting to the Chicago River, unless the work shall be done by other parties, or by the Board of Trustees, or by the State, subject to all the terms and conditions hereinbefore stated.

This agreement is made subject, also, to the following provisions, to-wit:

The Board of Trustees do not assume any obligations in regard to the title of said ninety (90) feet. The said Smith and his legal representatives are to take this license as conferring such rights as the said Board may possess and be legally authorized to confer, and subject to all rights of other parties, if any; and the said Smith and his legal representatives are, as against the Board of Trustees and the State of Illinois, to have merely a license to use said ninety (90) feet for the purposes and upon the conditions aforesaid, the title at all times remaining in said Board of Trustees and the State of Illinois. The Board of Trustees will assume no responsibility whatever in the prosecution of the work of enlargement, nor will it incur the expenditure of any money in meeting the costs thereof.

All risks and liabilities, of every description, are to be assumed by said Smith and his legal representatives, and all costs, of every description, are to be satisfied by him without recourse to the Board of

Trustees; and in addition, the mode of executing the work, in all its details, must be in a manner satisfactory to the General Superintendent of the canal.

In witness whereof, the parties hereto have, on this twenty-first day of December, A. D. 1870, executed the same: the said Board of Trustees by causing the same to be signed by their president, and attaching thereto their corporate seal; and said Smith, by his hand and seal.

The Board of Trustees of the Illinois and Michigan Canal, by

[L. S.]
[L. S.]

W. H. SWIFT, *President*.
ADAM SMITH.

“C.”

This agreement, made this 24th day of May, one thousand eight hundred and fifty-two, between the Board of Trustees of the Illinois and Michigan Canal, party of the first part, and the Ottawa Hydraulic Company, party of the second part—

Witnesseth, that the said party of the first part, in consideration of the rents reserved and the covenants of the party of the second part, hereinafter contained, and upon the express condition that the party of the second part shall continue, during the whole of the time, to comply with all and singular the limitations and conditions hereinafter contained, and in every respect perform all the stipulations of this agreement by said party to be performed, agrees to sell and lease to said party of the second part, their heirs and assigns, for the term of twenty years from and after the first day of May, one thousand eight hundred and fifty-two, subject to restrictions, limitations and conditions hereinafter contained, the use and occupation of all the surplus water which may be introduced into the Illinois and Michigan Canal, or canal basin at Ottawa, it being the intention to lease to said party of the second part so much of the water and water power, furnished by the Fox River feeder to said canal, as can be used in manner hereinafter stated, by the party of the second part, without interfering with the full and ample supply of water for the canal, and as will not in any manner, directly or indirectly, prejudice the capacity of the canal and the quantity of water to be used by said party of the second part, to be at all times subject to the control and direction of said party of the first part, or their authorized agent.

Said party of the second part to have the privilege of using and leasing the said water for any purpose they may think proper, provided the same does not prejudice, in any way, the canal.

And said party of the second part are, during the existence of this lease, and during the time they shall use such water, to have, for the purpose of using said water, the use of the lots and grounds remaining unsold by the Canal Trustees, from southwest angle in basin to Fox River, with the distinct understanding that said trustees shall be at no additional expense in extending the basin towards Fox River; but the same or a race may be extended by the party of the second part, at their own expense.

And the party of the second part, for and in consideration of this right to the use and occupation of said water, lots and lands, agrees to pay to the said Board of Trustees of the Illinois and Michigan Canal the yearly rent, as follows :

At a rate of fifty dollars (\$50) per annum for water sufficient to drive a pair of four and a half ($4\frac{1}{2}$) feet mill stones, and necessary machinery and fixtures for manufacturing flour ; and it is agreed that the number of cubic feet required for that purpose shall be ascertained and determined by reference to first class mills in Rochester and Oswego, New York, having regard to difference between the head and fall of the water at the respective places.

And the said party of the second part hereby agrees to pay to the said Board of Trustees at that rate for all water so introduced, provided no deduction from the annual rent shall be made unless the party of the second part shall be deprived of the use of the water by the party of the first part for more than one month in the aggregate, in any one year ; and as security for the payment of said rent, a lien is hereby created in favor of the said party of the first part, upon all buildings and other improvements erected or placed upon the lots hereby leased.

And it is mutually agreed and understood, that for the term commencing on the first day of May, one thousand eight hundred and fifty-two, said party of the second part shall pay, at rates above mentioned, on not exceeding fifteen run of stones ; and for the year commencing on the first day of May, one thousand eight hundred and fifty three, they shall pay for not exceeding thirty run of stones as above stated ; and after that period, and during the existence of this lease, said party of the second part is to pay for all the water introduced by the Board of Trustees of the Illinois and Michigan Canal, be the same more or less, and whether the same is used or not, and to be paid for at the rate above specified, provided that in case it shall be judicially determined that the trustees have not the right to divert the water from Fox River, or damages should be recovered against them for such diversion, and not be paid by the party of the second part, in either of such events the trustees shall not be under any obligation to furnish any water to the party of the second part.

If any water is used before the first day of May, one thousand eight hundred and fifty-two, the rent on same is to commence with the use, and to be at the rate above specified.

And if, for the purpose of repairing the canal, preventing breaches, removing bars or other obstructions, or making any improvements to the canal or the works connected therewith, or in consequence of breaches or inadequacy of the supply of water, the party of the second part shall be either partially or wholly deprived of the use of any portion of the water hereby leased, so as to prevent the operation of any of the hydraulic works usually propelled by the water leased, such deductions shall be made from the rents accruing on such portion of the water as the said party is prevented from using, as will bear the same proportion to the yearly rent thereof as the time during which the said party has been deprived of it bears to eleven (11) months. The rent to be paid semi-annually, on the first day of May and November in

each and every year during the continuance of this lease, to the collector of canal tolls, at Ottawa, or other agent of the Trustees duly authorized to receive the same. And if any breach, bar or other injury or impediment should occur in consequence of any of the works of the party of the second part not being faithfully and substantially constructed, or being suffered to be out of repair, then said party of the second part shall, upon being notified thereof by the General Superintendent, or any other authorized agent of the Board of Trustees, immediately repair said breach or other injury; or, if he or they shall unreasonably neglect to repair, such agent of the Board may cause the same to be done. Then said party of the second part shall pay to said party of the first part all necessary expenses incurred in repairing such or other injury, on demand.

And the said party of the first part hereby agrees to construct a protection wall on the inside of the south bank of said basin, commencing at the east end of the same, and running west to and including the southwest angle of the same.

And the said party of the second part hereby covenants and agrees that during the existence of this lease, they will at all times keep in good repair the bank and wall in front of such lots and land actually used by the party of the second part on the basin or its extension, so that it shall be at all times satisfactory to the Board of Trustees or their authorized agent.

And it is further agreed between the parties hereto, that in case the party of the second part chooses to use or rent the water to be drawn from the main canal, or around the lock, into the side cut or at Hinman's Warehouse, or at any other point where, in the judgment of the Trustees or their agent, it will not interfere with the canal for purposes of navigation, or endanger the works, they shall have the privilege of doing so, paying at the rate hereinbefore specified; but if they do not choose to take the same at the lock on notice given, the Trustees reserve the right to lease the water at the lock to other parties, on such terms as they think proper—they using the same so as to interfere as little as possible with the use of the water by the party of the second part, on the basin.

And it is further agreed and understood, that during the existence of this lease the said party of the second part do hereby covenant and agree to indemnify and save harmless the said Board of Trustees, and their successors and their agents, from and on account of all claims, demand or demands, suits and prosecutions to be brought by any person or persons, for any damage done to any interest on Fox River, except Green and Stadden's interest at Dayton, for diverting or causing to be diverted the water of Fox River from its original channel, and to indemnify and save harmless said Board of Trustees from all costs, damages and expenses growing out of the same; and in case such Board of Trustees should be prosecuted for damages for such diversion, or any proceedings should be instituted against them for damages, or any of their officers therefor, the said party of the second part will pay all costs, expenses and damages they may be subject to on account thereof, and fully and completely indemnify and save said Board harmless on account thereof.

And it is expressly understood and agreed by and between the parties, that for the purpose of preventing and repairing breaches, removing bars or other obstructions to the navigation of the canal, or for the purpose of making any improvement on the canal, or the works or devices connected therewith, or for any purpose connected with the canal, any authorized agent of the party of the first part may cause the water to be drawn, either partially or wholly, out of the canal, and to remain so drawn out as long as may be necessary for any of the aforesaid purposes; and said party of the second part shall not be entitled to any deduction from the rent hereby made payable, unless said party shall thereby be deprived of the use of the water for more than one month in any one year.

And the party of the first part reserve the right to resume, at any time, the use of the water hereby leased, whenever the same shall become necessary for the purpose aforesaid, the works of the party of the first part being at the time in repair. And if it shall become necessary for the party of the first part to resume a portion of the water hereby leased, or the whole thereof, for so great a portion of the time as to defeat the object of this lease by destroying the value of the privilege, (which fact shall be determined by three judicious, disinterested freeholders, one to be chosen by the Board of Trustees or their authorized agent, one by the party of the second part, and the third by the two thus chosen) then the party of the second part shall be from such time absolved from all further liabilities growing out of the agreement, so far as relates to the payment of the rent for the use of the water; and the party of the second part shall have the privilege of purchasing the property on which their buildings and machinery are located, at the appraised value thereof—said apprisement to be made without reference to the value of the improvements thereon, and to be made by three disinterested individuals, chosen as aforesaid.

And it is further understood and agreed, that, at the expiration of this agreement, the party of the second part shall be entitled to a renewal of the lease for a like term of years, for such annual rent as may be offered by the highest responsible bidder, who shall also agree to purchase of said party of the second part and their lessees all permanent and valuable buildings and structures necessarily erected by said party for the convenient use of the water hereby leased, at such price as such buildings and improvements shall be adjudged to be worth by three judicious, disinterested freeholders, to be chosen as hereinbefore specified: *Provided*, such buildings and improvements shall be erected on lots or land hereby leased of the party of the first part, or land which can be purchased by said bidder at a reasonable price, to be determined by said appraisers; and if no such bid shall be made on the terms aforesaid, at a higher rent than herein specified, said party shall be entitled to such renewal on the terms of this lease; and if, after the expiration of this last mentioned term, the party of the first part shall not determine to discontinue surplus water at Ottawa, for hydraulic or other purposes, then the party of the second part shall be entitled to a renewal of this lease for another period of twenty years, upon like terms and conditions; or, if other parties shall offer to pay more than the party of the second part will

pay, the party so offering to pay more shall be entitled to the same upon complying with the terms and conditions aforesaid provided for renewal after the first twenty years; and if, after the expiration of the forty years, the party of the first part shall determine to discontinue leasing water as aforesaid, the owners of any subsequent improvements on the lots and land hereby leased shall be entitled to purchase the land and lots upon which such substantial improvements are actually located, if offered for sale by the Trustees, or the use of the same if not sold, upon such terms as may be agreed upon between the parties, or, in case of disagreement, as may be determined by three persons chosen as aforesaid. It is understood that at the expiration of this lease all the releases of water and damages which have been procured from owners of land and water power on Fox River to Trustees and State, are to be of no effect. But in case of any failure on the part of the party of the second part to comply with each and every condition of this lease, and a forfeiture thereof shall take place, in that case said releases to be good and valid to said Trustees forever.

And it is further understood and agreed, that the water hereby leased shall not be used to drive or propel any saw-mill or other machinery or works from which saw-dust, chips or other rubbish will be likely to be carried, thrown or floated into the canal, so as to form bars or other obstructions to the navigation in the canal or clog the gates or water weirs or regulating weirs, or otherwise injure or obstruct the same.

And the said party of the second part shall, at all times, be bound to keep the canal clear of all rubbish or other obstructions consequent in any manner on the use of the water hereby leased, or the works or machinery erected therefor.

And the said party of the first part, in consideration of the rents and agreements hereinbefore specified, further agrees to lease to party of the second part, upon the same considerations and subject to the same limitations and restrictions herein contained, all the lands and lots hereinbefore specified as remaining unsold from the southwest corner of canal basin to Fox River, to enable the party of the second part to use and enjoy the use of the water hereby leased, for the like term of twenty years, and upon like conditions in all respects, from the first day of May, one thousand eight hundred and fifty-two, subject to all conditions herein stated, subject also to all the rights of others in and to the lots and lands.

And it is further agreed that the manner of letting the water into the side cut at Ottawa shall be determined and regulated by said Board of Trustees or their authorized agent.

And it is further agreed that the party of the second part may sub-lease the whole or any part of the premises and water power above mentioned, upon the following conditions :

First. That in case of the failure of the party of the second part to pay the rents and perform the covenants in this agreement before mentioned, that each sub lessee shall be liable to the said party of the first part for the payment of the same in the same manner and at the same rate as the party of the second part to this agreement, to the extent and the proportion of the water power used by him, and said rents are to be a lien upon all improvements and buildings constructed

upon the lands and lots of the said party of the first part mentioned in the lease.

Second. And in case of the failure of the said party of the second part to pay the rent as the same becomes due, each sub-lessee of said party of the second part may have the right to pay for the portion of water used by him, and the party of the first part will recognize his right to use the water and occupy the premises so long as his rent is promptly paid, and no longer.

Third. The liability of the party of the second part to pay all rents as above agreed, and to perform all other covenants and obligations undertaken on their part, is in no way or manner to be diminished or modified by reason of the above provisions in reference to sub-lessees.

It is mutually agreed that the rent herein provided to be paid by the party of the second part, shall not commence until the first of November, A. D. 1852, except on the water actually used, on which it is to commence with the use thereof.

In testimony whereof, the party of the first part has caused this instrument to be signed by the President and Secretary, and their corporate seal to be affixed.

The Board of Trustees of the Illinois and Michigan Canal, by :

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| [L. S.] | (Signed), | W. H. SWIFT, |
| (Signed), | WM. GOODING, | <i>President.</i> |
| | <i>Secretary.</i> | |

And the party of the second part have caused this instrument to be signed by John V. A. Hoes, their President, and William H. W. Cushman, Wm. Hickling, George H. Norris and Lorenzo Leland, their Trustees, and the private seals of the said President and Trustees to be affixed the day and year first above written ; also, to be signed by their Treasurer and Secretary, and the corporate seal to be affixed.

| | | |
|-----------|-------------------|---------|
| (Signed), | JOHN V. A. HOES, | [SEAL.] |
| (Signed), | WM. HICKLING, | [SEAL.] |
| (Signed), | W. H. W. CUSHMAN, | [SEAL.] |
| (Signed), | L. LELAND, | [SEAL.] |
| (Signed), | GEO. H. NORRIS. | [SEAL.] |

Attest : (Signed), L. LELAND,
Treasurer and Secretary.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to lay before the House of Representatives a written communication, together with accompanying documents ; also the "Third Annual Report of the Board of Trustees of the Illinois Industrial University," and the "Report of the Canal Commissioner."

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *January 24, 1871.*

TO HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

I have the honor to transmit to you, to be laid before the House of Representatives, a special report made to me on the 20th day of January, 1871, by the Trustees of the Institution for the Education of the Deaf and Dumb, in relation to the water supply for that Institution.

It affords me sincere pleasure to express my confidence in the success of the arrangements now completed by the trustees of the Institution for the Education of the Deaf and Dumb, by which the vexatious matter of a supply of water for the uses of the Institution is finally settled.

JOHN M. PALMER.

SPECIAL REPORT.

To His Excellency, JOHN M. PALMER,

Governor of the State of Illinois:

SIR:—The Board of Directors of the Illinois Institution for the Education of the Deaf and Dumb, respectfully request to lay before you a report supplemental to the thirtieth annual report, which they had the honor to forward to you under date of November 30, 1870:

The Board, well aware of your earnest solicitude relative to all that appertains to the efficiency of the several State charitable institutions, and the comfort and improvement of their unfortunate inmates, are the more desirous of presenting to you this supplemental report, because it touches a question which is vital to the main purposes of the Institution, and which has already caused you anxious concern.

In the thirtieth report, the board, at some length, dwell upon their various efforts to secure an adequate supply of water, and make mention of one which was at that time in process of execution, in which the Board express strong confidence of success, but which at that time had not been put to practical test. Since then that enterprise has been so far completed as to enable the Board to arrive at positive conclusions from its actual working.

The water works alluded to above were sufficiently advanced in their construction on the 9th of January, 1871, to enable the Institution to avail itself thereof; on the 18th of the same month the storage reservoir upon the Institution premises was full. Thus, in nine days, besides affording a full supply for the operations of the Institution, the machinery has conveyed to the Institution more than a million and a half gallons of water. It may not be inappropriate here to explain, in some detail, the system which the Board has at length very happily fallen upon to remove the serious disability under which the Institution has so long labored. About a mile south of the Institution there flows a small stream of clear and measurably soft water. This stream has never been known to fail in the fall, winter or spring months, and rarely in the summer. Upon this stream the Board have purchased two acres of ground, and have erected thereon a temporary engine house in which have been placed a steam boiler and steam

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pump. A four-inch cast-iron pipe has been laid from the pumping works to the Institution and to the storage reservoir. The operation of the machinery is entirely satisfactory.

The Board believe that the plan now in operation is adequate to supply all the present and future demands of the Institution for water, and of any others the State may find it expedient to erect in the vicinity, even though these demands should hereafter be multiplied five-fold. The flow of the stream alone is thought to be sufficient, during almost the entire year, but in addition to this there are two storage reservoirs whose combined capacity is over three million gallons. One of these reservoirs includes a part of the land purchased by the Board, of which mention has herein been made, and was already constructed when the purchase was effected. This reservoir the Board expects to enlarge, and its capacity alone can be increased to five million gallons with the expenditure of four thousand dollars. When so enlarged the average depth of water, being nine feet, will be sufficient to preserve its purity.

The expense of conducting the water to the Institution will be considerable. The force already in the service of the Institution can operate the machinery without material inconvenience, as it will only be necessary to run it one day in a week. The only expense, aside from repairs, will thus be for fuel, and will not exceed five dollars per week.

In the thirtieth annual report, the Board recommended the appropriation of seven thousand eight hundred and fifty-nine dollars to pay for the construction of these water works. As the work has been done in winter, and in very unfavorable weather, their cost has somewhat exceeded that amount. The Board would now renew that recommendation, and ask the further appropriation of five thousand dollars, to deepen, enlarge and otherwise perfect both the reservoirs on the Institution premises and the one at the pumping works.

The work thus far has been done under the authority of law, in pursuance of an act approved by your excellency April 19th, 1869. That act did not make any specific appropriation for the purpose, but authorized this Board to use certain funds appropriated for defraying the ordinary expenses of the Institution in securing a supply of water. This the Board have done, and in consequence have been compelled to create a debt upon the credit of the Institution. In this the Board have only discharged the duty which they felt instructed to perform by the act above named. The Board feel that it is unwise to require the Institution to carry a deficiency, and hope to be able in the future, as in the past, to meet all obligations promptly at maturity.

In conclusion, the Board would express their earnest desire that your excellency would, at an early day, visit the Institution and make a personal inspection of these works, and of any other matters pertaining to the efficiency of the Institution, in all which they are well assured of your earnest interest.

Respectfully submitted.

ROBERT BOAL,
J. A. CHESNUT,
WM. P. BARR,
PHILIP G. GILLET,

Board of Directors for Ill. Ins. for Deaf and Dumb.

On motion of Mr. Root,

It was

Resolved, That the judiciary committee be and they are hereby directed to consider the propriety of a law permitting married women to release their inchoate right of dower to the owner of the fee without joining with the husband in such release, and that the consideration received for such release be deemed as the separate estate of the wife.

Mr. Carpenter submitted the following:

Resolved, That the Clerk of this House be and hereby is authorized to order from the Secretary of State, such stationery and postage as may be needed for the use of the various committees of this House, said orders to be made only upon the request of the chairman of the several committees.

Mr. Morrison of Monroe moved to amend by striking out the words "and postage."

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas..... 63
Nays 60

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Barr,
Barrett,
Benson,
Caldwell,
Carle,
Cary,
Chandler,
Cloud of Morgan,
Cunningham,
Curtis,
Easley,
Finley,
Fleaharty,
Gass,
Gillham,
Goodell,
Hall,
Humphrey,
Hundley,
Jeffries,

Messrs. Jones of Crawford,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Langston,
Latimer,
Leith,
Manley,
McElwee,
Meeker,
Merritt,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Nelson,
Olson,
Phillips,
Reinhardt,
Reise of Logan,

Messrs. Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
River,
Rodgers of Madison,
Rodgers of Platt,
Root,
Ross,
Ryan,
Springer,
Stillwell,
Taylor,
Trimble,
Vennum,
Vocke,
Walte,
Watkins,
Webb,
Mr. Speaker.

Those voting in the negative are,

Messrs. Austin,
Berry,
Boyd,
Braiden,
Brayton,
Brooks,
Burley,
Burnside,
Carpenter,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Daniels,
Derrickson,
Dodge,
Easter,

Messrs. Edgcomb,
Efner,
Egan,
Foss,
Funk,
Galbraith,
Gallagher,
Galloway,
Haines,
Hawes,
Hay,
Heafield,
Hinchcliff,
Mason,
Mayo,
McMillan,
Miller of Kane,
Moffit,
Mussetter,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Roberts,
Roe,
Roessler,
Rowley,
Sanford,
Senne,
Sheldon of Champaign,
Short,
Smith of Ogle,
Stewart,
Sullivan,
Townsend,
Whitney,
Williams,
Wight,
Wright.

So the words "and postage" were stricken out.

Mr. Springer moved to further amend by adding the following:

Provided, That no committee shall be allowed to draw stationery to exceed in value the sum of twenty-five dollars, and that upon the

written order of the chairman of such committee. And the Secretary of State shall report to this House each week the amounts of stationery drawn, cost thereof to the State, and the various kinds of such stationery, and the order upon which it was drawn. The Secretary of State shall also report weekly to this House the amount, kind and price of all stationery furnished to the Clerks of this House."

On motion of Mr. Curtiss,

The resolution and pending amendment were referred to the committee on contingent expenses.

On motion of Mr. Oavan,

At 12:20 P.M., the House adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Leave of absence was granted to Messrs. Brown of Massac, Funk, and Neece, for three days.

Mr. King of Cook presented the credentials of Hon. James Shaw, member elect to this House, who had been detained by sickness.

Mr. Shaw appeared and took the oath prescribed by the constitution, which was administered by Judge McClernand, of the thirtieth judicial circuit.

By leave, Mr. Gillham presented a communication from Mr. James P. Cumming and Z. B. Job, remonstrating against some of the provisions of the bill now before the committee on mines and mining, entitled "An act providing for the health and safety of persons employed in coal mines;" which was

Referred to the committee on mines and mining.

Mr. Waite submitted the following :

Resolved, That the committee on judiciary be instructed to inquire into the expediency of passing a law for the protection of witnesses in criminal cases who cannot give bail for their appearance as such witnesses; and if, in their opinion, such law is expedient and necessary, they report the same to this House.

Which was referred to the committee on judiciary.

Mr. Ryan submitted the following :

Resolved, That the committee on education inquire as to the expediency of empowering, by section of general law, school directors to permit debating societies and such other assemblages as they may deem for the benefit of their respective districts, to meet in the public school houses, under such regulations as will not interfere with the public schools.

Which was referred to the committee on education.

Mr. Townsend submitted the following :

WHEREAS it appears, from the report of the State Auditor, that no assessment has been made of the taxable property of the Illinois Central Railroad since it was decided by the Supreme Court at the November term, 1861, in the case of the State of Illinois vs. the Illinois Central Railroad Company, that the assessment made by Hon. Jesse K. Dubois, then Auditor, was too large; therefore,

Resolved, That the State Auditor is hereby requested to inform this House why the assessments have not been made at the times required by law.

Which was adopted.

Mr. Pritchard submitted the following :

Resolved, That the committee on judiciary be and hereby is instructed to report a bill for an act providing that when judgment is obtained upon a promissory note, the interest thereafter shall be the same upon the judgment as specified in the note.

Which was referred to the committee on judiciary.

Mr. Phillips submitted the following, and moved its adoption :

Resolved by the House of Representatives, the Senate concurring herein, That a special committee of three on the part of the House, and two on the part of the Senate, be appointed, to employ short-hand reporters to report officially the proceedings of this General Assembly : *Provided*, the cost for reporting either house shall not exceed twenty-five dollars, and that the reports shall average the length of the reports of this General Assembly published daily heretofore : *And, provided, also*, that responsible parties will agree to publish such reports free. And if a contract is made for reporting, that the committee be instructed to contract for ten thousand copies, daily, of the paper publishing the report, provided the price per copy shall not exceed one and three-fourth cents per copy ; such papers to be for the use of the State—to be distributed equally, by the members of this General Assembly, among their constituents.

And the question being, “ Will the House agree thereto ? ”

| | | |
|---------------------------------|--------------|-----|
| It was decided in the negative, | { Yeas..... | 17 |
| | { Nays | 103 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Barrett,
Boyd,
Brooks,
Burley,
Burnside,

Messrs. Daniels,
Derrickson,
Gallagher,
Gillham,
Galloway,
Jones of Crawford,

Messrs. McElwee,
Phillips,
Powell,
Price,
Sheldon of Champaign.

Those voting in the negative are,

Messrs. Adams,
Barnea,
Barr,
Benson,
Berry,
Braiden,
Brayton,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cunningham,
Curtiss,
Dodge,
Easley,
Easter,
Edgcomb,
Efner,
Egan,
Finley,
Flehart,
Foss,
Funk,
Galbraith,
Gass,
Goodell,

Messrs. Hall,
Haines,
Hawes,
Headfield,
Hinchcliffe,
Humphrey,
Hunley,
Jeffries,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Langston,
Latimer,
Leith,
Manley,
Mason,
Mayo,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Nelson,
Olson,
Pheips,
Pixley,
Pritchard,
Reinhardt,

Messrs. Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rougens of Platt,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Shurt,
Spriger,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vennum,
Vocke,
Waite,
Watkins,
Webb,
Whitney,
Wight,
Wright.

So the resolution was not adopted.

A message from the Governor, by E. B. Harlan, Private Secretary :
Mr. Speaker : I am directed by the Governor to lay before the House of Representatives a written communication, with accompanying communication from the Secretary of State :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *January 24, 1871.*

HON. WILLIAM M. SMITH,
Speaker of the House of Representatives :

SIR : I have the honor to transmit to you, with the request that it be laid before the House of Representatives, a copy of a communication addressed to me by the Secretary of State, in relation to the appropriations made by the Twenty-sixth General Assembly for the incidental expenses of the State government.

I feel it my duty to state, in connection with this communication of the Secretary, that in my opinion it was the purpose of the framers of the Constitution, in prohibiting appropriations by resolution of either branch, or by the joint resolution of both branches of the General Assembly, to require that all the expenses of the State government, including those of the Legislature, should be fixed and regulated by law ; and in my biennial message, it seemed to me to be proper to express the opinion that it would be necessary for the General Assembly to provide, by law, for the necessary expenses of the session, as no officer would feel justified in contracting debts or in paying money from the treasury upon the authority of a mere resolution of either or both branches of the Legislature ; and it may be added that the difficulties of any officer who may purchase articles required or procure services for the use of the General Assembly, and of those who may furnish articles or perform services for the use of the State, without the authority of law, are greatly increased by the fact that the 19th section of the 4th article of the Constitution makes payment therefore impossible.

JOHN M. PALMER.

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *January 24, 1871.*

TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

SIR : I regret to inform you that, owing to a portion of the expenses of the late Constitutional Convention having been paid out of the amount appropriated by the Twenty sixth General Assembly for the incidental expenses of the State government, amounting, as reported by the State Auditor, to \$14,324 89, and the further sum of \$1,000, estimated as the cost of the gas consumed, and for which the Springfield Gas Company were paid—the amount of said appropriation has been exhausted, and I find myself unable to meet the demands upon the State for labor performed and materials furnished, which, by law, are only payable from said incidental fund or by special appropriation.

The expense to the State for fitting up a place in which the House

of Representatives could hold its sessions, has been, as your Excellency well knows, attended with no little outlay of money ; but which, by the aid given this branch of the State department by your Excellency, has in part been paid, and without which it would have been difficult, if not impossible, to have made suitable arrangements for the accommodation of the Twenty-seventh General Assembly.

To meet the obligations alluded to, and also such as are incurred daily in the official discharge of my duties, I feel compelled to ask that this subject receive your early attention, and that such action may be taken as may seem proper by your Excellency.

I am, sir, very respectfully,

Your obedient servant,

EDWARD RUMMEL,
Secretary of State.

Mr. Merritt submitted the following :

WHEREAS the necessities of government require the exaction of taxes sufficient for the support of an economical administration of government only ; and whereas the necessities of the taxpayers demand the strictest economy in every department of government ; and whereas the people of Illinois are in favor of free trade, on principle, and opposed to a protective tariff ; therefore, be it

Resolved by this House, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use every proper means to abolish custom houses, and procure the dismissal from office of all custom house officers.

Resolved, That the necessary tariff for revenue be collected by State and county collectors for honest disbursement under federal authority.

On motion of Mr. Sheldon of Champaign,

The said preamble and resolution were referred to the committee on federal relations.

The introduction of bills being in order,

Mr. Barnes introduced

House bill, No. 56, for "An act for the protection of livery stable keepers."

Which was ordered to a first reading.

Mr. Cary introduced

House bill, No. 57, for "An act to facilitate collection of insurance policies, and regulate the practice in suits thereon."

Which was ordered to a first reading.

Mr. Koerner introduced

House bill, No. 58, for "An act to direct officers receiving books from the State to deliver them to their successors in office."

Which was ordered to a first reading.

Mr. Koerner introduced

House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869."

Which was ordered to a first reading.

Mr. Mason introduced

House bill, No. 60, for "An act to amend chapter twenty-four (24), entitled 'Conveyances,' of the Revised Statutes."

Which was ordered to a first reading.

Mr. Merritt introduced

House bill, No. 61, for "An act to provide for the purchase of the Illinois Reports of the Supreme Court."

Which was ordered to a first reading.

Mr. Morrill introduced

House bill, No. 62, for "An act to regulate the publication of the Decisions of the Supreme Court."

Which was ordered to a first reading.

Mr. Ryan introduced

House bill, No. 63, for "An act to exempt sewing machines from attachment, distress or execution."

Which was ordered to a first reading.

Mr. Vocke introduced

House bill, No. 64, for "An act to incorporate the Guardian Angel Orphan Asylum Society of Chicago, county of Cook, State of Illinois."

Which was ordered to a first reading.

Mr. Wight introduced

House bill, No. 65, for "An act to enable Soldier Monument Associations to become incorporated."

Which was ordered to a first reading.

Mr. Wight introduced

House bill, No. 66, for "An act to regulate the publication of the Decisions of the Supreme Court."

Which was ordered to a first reading.

Mr. Short introduced

House bill, No. 67, for "An act to change the practice and fix the times of holding circuit courts in the 27th judicial circuit."

Which was ordered to a first reading.

On motion of Mr. Sheldon,

The rules were suspended for the purpose of taking up messages on the Speaker's desk.

A message from the Governor, relating to a communication from the Secretary of State, concerning the appropriations made by the Twenty-seventh General Assembly for the incidental expenses of the State government, was taken up.

On motion of Mr. Galloway,

The said message and communication was

Referred to the committee on appropriations.

Mr. King of Cook moved that the said message and communication be printed; which motion was not agreed to.

A message from the Governor, presenting a report of Gen. Richard Rowett, State Trustee of the Illinois and Michigan Canal, accompanied by certain papers, was taken up.

On motion of Mr. Galloway,

The message, report, and accompanying documents were referred to the committee on canal and river improvements, with orders to print.

A message from the Governor, accompanied by a special report from the Trustees of the Institution for the Education of the Deaf and Dumb, in relation to the water supply of that Institution; also

the third annual report of the Board of Trustees of the Illinois Industrial University, was taken up.

On motion of Mr. Sheldon,

The message and reports were

Referred to the committee on state institutions.

Mr. Springer moved to suspend the rules, to take up House bills on first reading, in order to refer such bills to committees, without reading; which motion was not agreed to.

House bills on first reading being in order,

House bill, No. 41, for "An act to determine the mode of estimating railroad freights,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 42, for "An act to fix the salaries of State officers, judges of the supreme and circuit courts, judges of the superior court of Cook county, State's attorneys, defining the incidental expenses of certain State officers therein named, and providing for the manner of the payment thereof,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,' "

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 44, for "An act to amend an act entitled 'an act for a general act of incorporation of agricultural and horticultural societies and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 45, for "An act to amend section 7 of an act entitled 'an act to provide for ascertaining the qualification of voters, and to prevent fraudulent voting,' approved Feb. 22, 1861,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 46, for "An act to amend section 37 of chapter 37, of the Revised Statutes of Illinois, entitled 'Elections,' "

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 47, for "An act to regulate the practice of medicine and surgery in the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 48, for "An act to regulate the publication of the decisions of the supreme court,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 49, for "An act to vacate that part of the town plat of the town of Kaskaskia, in Randolph county, known as Edwards' addition of said town,"

Was taken up and read a first time.

And the question being, "Shall the bill be ordered to a second reading?" it was not agreed to.

House bill, No. 50, for "An act to provide for jury trials in all divorce cases,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Springer, by leave, introduced

House bill, No. 68, for "An act to provide for the sale of real estate for the non-payment of taxes on special assessments in the cities and incorporated towns of this State."

Which was ordered to a first reading.

At 3:50 P. M., Mr. Casey of Jefferson moved to adjourn; which motion was not agreed to.

House bill, No. 51, for "An act authorizing the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 52, for "An act to legalize the equalization of the assessment of taxes by the board of supervisors in the several counties of this State,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 54, for "An act to repeal section 41 of an act entitled 'an act to incorporate the town of Chebanse,' approved March 13, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 55, for "An act to regulate the practice of medicine in the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Roberts,

At 4:10 P. M., the House adjourned.

WEDNESDAY, JANUARY 25, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. French.

The journal of yesterday was read.

Mr. Sheldon gave notice of a proposition to amend the rules as follows:

Strike out rule 58, and insert in lieu thereof the following :

"Rule 58. Every bill, when introduced, shall be read by the title only, and referred to the appropriate committee ; but the House may suspend this rule by a majority vote, and then the bill shall be read at large once."

Mr. Galloway presented a petition of J. N. Barker, in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Nelson presented the petition of E. L. Eldridge and others, in relation to the publication of the proceedings of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Miller of St. Clair presented a petition of sundry citizens of St. Clair county, requesting the passage of "An act providing for the health and safety of persons employed in coal mines ;" which was

Referred to the committee on mines and mining.

Mr. Goodell presented a petition from the members of the bar of Iroquois county, in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Morrill presented the petition of Thomas Sharp and others, in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Efner presented a memorial from the Trustees of the Illinois Soldiers' College, praying for an appropriation of \$25,000 per year, for the next two years, in aid of said college ; which was

Referred to the committee on appropriations.

Mr. Richardson presented a petition from Mr. A. Wheat, jr., in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Richardson presented a petition from W. H. Govert, Esq., and others, in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Casey of Jefferson presented the petition of C. H. Patton, Esq., in relation to the publication of the decisions of the supreme court ; which was

Referred to the committee on judiciary.

Mr. Sullivan presented a petition from the managers of the House of the Good Shepherd, of Chicago, praying for aid to enable said institution to remove their present encumbrance of indebtedness ; which was

Referred to the committee on public charities.

Mr. Casey of Shelby submitted the following :

WHEREAS the improvement of stock is of vital importance to the farming community of this State, and hence to the whole people ; therefore,

Resolved by the House of Representatives, the Senate concurring, That our Senators be instructed and our Representatives in Congress requested, to use their best endeavors to procure the passage of a law abolishing the duty on the importation of stock into the United States ; and be it further

Resolved, That His Excellency, the Governor, be requested to forward a copy of these resolutions to each of our Senators and Representatives in Congress.

On motion of Mr. Casey of Shelby,

The said resolutions were adopted.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. King of Jersey submitted the following :

WHEREAS our jails, in a great many counties in this State, are crowded with criminals during the intervals of circuit courts, without the means being provided for their speedy trial, at great expense to the counties ; and in order that persons who are not guilty may be promptly discharged or acquitted, therefore,

Resolved, That the judiciary committee be requested to report a bill to this House extending original jurisdiction to county courts in this State in actions of debt, assumpsit, trover, replevin and trespass, either to person or personal property when the amount claimed, or value of the property in controversy, does not exceed five hundred dollars, and of all crimes and misdemeanors where the punishment shall not be capital, or confinement in the penitentiary : *Provided*, that the same practice shall be adopted in said county courts that may exist in the circuit courts, for instituting and conducting suits therein : *Provided, further*, that no grand jury shall be necessary in county courts ; all complaints for crime shall be on information of State's Attorney.

Which was referred to the committee on judiciary.

Mr. Benson submitted the following :

Resolved, That in the opinion of this House all appropriations for stationery or postage, excepting the fifty dollars already appropriated, are unconstitutional.

Which was referred to the committee on judiciary.

On motion of Mr. Curtiss,

It was

Resolved, That the committee on judiciary be and hereby is instructed to examine into the expediency of so amending the law, that three-fourths or more of the jury in any civil suit may agree and report to the court their verdict, which shall have the same force and effect as a unanimous verdict of the jury as now required by law.

Mr. Vocke gave notice of a proposition to amend rule No. 52 of the rules of this House, as follows :

"The daily session shall extend from 9 o'clock A. M. until 12 M., and from 2 o'clock P. M. until 4 o'clock P. M."

Mr. Roe gave notice of a proposition to amend the proposition of Mr. Vocke by commencing the daily sessions at 9 o'clock A. M. and 2 o'clock P. M.

Mr. Knoles submitted the following :

Resolved, That the committee on roads, highways and bridges be and they are hereby instructed to inquire into the expediency of providing, by law, for districting each county in this State for road purposes, and the appointment of road supervisors in said districts ; which supervisor shall have full and complete authority to enforce the orders and decrees of county courts, boards of county commissioners or other proper authorities ; also, to keep open and prepared for travel, any and all roads established, either by prescription, dedication, condemnation or otherwise.

Which was referred to the committee on roads, highways and bridges.

Mr. Curtiss submitted the following :

Resolved, That the committee on counties and township organization be and are hereby instructed to examine into the expediency and necessity of amending the

law, regulating the sale of estrays, so that the duties of the pound-master in making sales of estrays, will be more definitely and completely defined by law.

Which was referred to the committee on counties and township organization.

Mr. King of Jersey submitted the following :

WHEREAS the delay and expense in maintaining suits at law, is largely increased by the fact that under the rules of common law now governing our practice, many technical defects in pleading cannot be remedied without effecting a continuance of the cause and an increase of costs ; and whereas, while it may be desirable to resort to code practice, nevertheless the evils alluded to are loudly complained of by the people, and deserve serious consideration, and the administration of justice by our courts should be prompt, speedy, and as inexpensive as possible ;

Resolved, That the judiciary committee be requested to inquire into the expediency of amending the present law in relation to practice in all courts of record so as to secure to parties to suits at law and equity, the privilege of amending their pleadings and proceedings as if there had been no defects, in all cases where the amendment will work no injustice to the opposite party.

Which was referred to the committee on judiciary.

The Speaker laid before the House the following report of James M. Pollock, Judge of the Twelfth Judicial Circuit :

To the Senate and House of Representatives of the State of Illinois, in General Assembly met :

I have the honor to report that during the two preceding years I have held court in the Twelfth Judicial Circuit two hundred and fifty-five days.

JAMES M. POLLOCK,
Judge Twelfth Jud. Circuit.

MT. VERNON, ILL., January 18, 1871.

Which was referred to the committee on judicial department.

The Speaker laid before the House the following report of E. S. Leland, Judge of the Ninth Judicial Circuit :

To the General Assembly:

BUREAU COUNTY CIRCUIT COURT.

In session for the years A. D. 1869 and 1870 :

| | |
|--|----------|
| December term, 1868—Jan. 1, to Jan. 12, 1869 | 12 days. |
| March " 1869—March 15, to April 16, 1869..... | 38 " |
| September " 1869—Sept. 13, to Oct. 22, 1869..... | 40 " |
| December " 1869—Dec. 13, to Jan. 8, 1870 | 27 " |
| March " 1870—March 21, to April 28, 1870. | 34 " |
| September " 1870—Sept. 12, to Oct. 28, 1870. | 47 " |
| December " 1870—Dec. 12, to Dec. 31, 1870..... | 20 " |
| Total | 213 " |

LA SALLE COUNTY CIRCUIT COURT.

| | |
|--|----------|
| February term, 1869—Feb. 1, to March 13..... | 41 days. |
| June " " June 13, to July 24 | 42 " |
| November " " Nov. 1, to Dec. 11 | 41 " |
| February " 1870—Feb. 7, to March 19..... | 38 " |
| June " " June 13, to Aug. 8..... | 57 " |
| November " " Nov. 7, to Dec. 10 | 34 " |
| Total | 253 " |

KENDALL COUNTY CIRCUIT COURT.

| | |
|---|----------|
| January term, 1869—Jan. 19, to Jan. 29..... | 10 days. |
| May " " May 25, to June 3 | 9 " |
| January " 1870—Jan. 18, to Feb. 8. | 15 " |
| May " " May 24, to June 10..... | 16 " |

Total.....50 "

The above contains the length of time held court by me, as Judge of the Ninth Judicial Circuit, during 1869 and 1870—the Sundays, however, are excluded.

| | |
|---------------------|----------|
| Bureau county..... | 213 days |
| LaSalle county..... | 253 " |
| Kendall county..... | 50 " |

Makes in all, during the two years546 "

E. S. LELAND,
Judge Ninth Judicial Circuit.

YORKVILLE, January 17, 1871.

Which was referred to the committee on judicial department.

The Speaker laid before the House the following report of J. Gillespie, Judge of the Twenty-fourth Judicial Circuit:

To the Honorable, the General Assembly of the State of Illinois :

The undersigned, Judge of the Twenty-fourth Judicial Circuit of said State, would respectfully represent that since submitting his report of the errors, he has learned from Judge Decius of a defect of a glaring character, and which would seem to require immediate attention. The eleventh section of the thirtieth chapter, Gross' Statutes, provides that penitentiary punishment shall not be inflicted upon persons under the age of eighteen years, except in cases of robbery, burglary and arson.

The ninth section of the thirtieth chapter of the same revision provides that in indictments for murder the jury may find the defendant guilty, but punish him by confinement in the penitentiary for not less than fourteen years.

I am of opinion that he cannot be punished. This defect would be remedied by inserting the word "murder" after the word "arson."

Jan. 11, 1871.

J. GILLESPIE.

Which was referred to the committee on judicial department.

The Speaker laid before the House the following report of S. D. Puterbaugh, Judge of the Sixteenth Judicial Circuit:

To the General Assembly of the State of Illinois :

Pursuant to the requirements of the 81st section of article VI of the constitution, I have the honor to report that I held court in my circuit during the year
1869.

| | |
|-------------------------------|----------|
| Peoria county—four terms..... | 169 days |
| Stark county—two terms. | 12 " |
| | 181 " |

1870.

| | |
|--------------------------------|----------|
| Peoria county—five terms | 145 days |
| Stark county—two terms. | 14 " |
| | 159 " |

Respectfully submitted.

S. D. PUTERBAUGH,
Judge Sixteenth Judicial Circuit.

PEORIA, ILL., Jan. 12, 1871.

Which was referred to committee on judicial department.

The Speaker laid before the House the following report of H. M. Vandever, Judge of the Eighteenth Judicial Circuit :

To the Speaker of the House of Representatives of the State of Illinois :

The undersigned, Judge of the Eighteenth Judicial Circuit, of the State of Illinois, begs leave to report to the General Assembly of the State of Illinois, that circuit courts were held in said circuit, as follows :

| | |
|----------------------------------|----------|
| In 1869, in Macoupin county..... | 46 days. |
| “ Montgomery county..... | 41 “ |
| “ Christian county..... | 25 “ |
| In 1870, in Macoupin county..... | 47 “ |
| “ Montgomery county..... | 36 “ |
| “ Christian county..... | 28 “ |
| Total | 223 “ |

All of which is respectfully submitted.

H. M. VANDEVEER,
Judge.

TAYLORVILLE, ILL., Jan. 19, 1871.

Which was referred to the committee on judicial department.

On motion of Mr. Phillips,
The rules were suspended and the following preamble and resolution were adopted :

WHEREAS the science of music, both vocal and instrumental, is a very important and useful part of education ; therefore,

Resolved, That the committee on education be instructed to inquire into the expediency of allowing school directors to require an additional half hour of the afternoon of school days, to be devoted to instruction in the science of vocal and instrumental music, when it is convenient and they can find teachers capable.

The Governor’s message, relating to “persons who do now, or did during the years 1869 and 1870, hold positions in this State as trustees or commissioners of charitable or educational institutions,” was taken up.

On motion of Mr. Casey of Jefferson,
Five hundred copies of said message were ordered printed for the use of the House.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate, under joint rule No. 21 of the House and Senate, has ordered printed 250 copies of Senate bill, No. 22, for “An act to repeal part of section ten (10) of an act entitled ‘an act to create and organize the counties therein named,’ ” for the use of both houses.

Mr. Burnside introduced
House bill, No. 69, for “An act to regulate the publication of the decisions of the supreme court.”

Which was ordered to a first reading.

Mr. Austin introduced
House bill, No. 70, for “An act to insure correctness in conveyances and certificates of acknowledgment.”

Which was ordered to a first reading.

Mr. Dixon introduced

House bill, No. 71, for "An act to incorporate St. Patrick's Benevolent Society of the Holy Family Parish, Chicago, Illinois."

Which was ordered to a first reading.

On motion of Mr. Dixon,

The rule was suspended, and

The bill was referred to the committee on corporations, without reading.

Mr. Johnson introduced

House bill, No. 72, for "An act for the protection of fruit and ornamental trees, shrubbery, vegetables, plants and vines."

Which was ordered to a first reading.

Mr. Pritchard introduced

House bill, No. 73, for "An act to regulate the publication of the decisions of the supreme court."

Which was ordered to a first reading.

Mr. Sheldon introduced

House bill, No. 74, for "An act to repeal an act entitled 'an act to amend section 11 of the Revised Statutes, entitled 'Judgments and Executions.' ' ' "

Which was ordered to a first reading.

Mr. Springer introduced

House bill, No. 75, for "An act to repeal section 12 of an act entitled 'an act to amend the charter of the city of Springfield,' approved February 18th, 1859."

Which was ordered to a first reading.

On motion of Mr. Springer,

The rule was suspended, and

The bill was referred to the committee on municipal affairs, without reading.

Mr. Wight introduced

House bill, No. 76, for "An act in relation to the election, qualification, duties and compensation of State's attorney."

Which was ordered to a first reading.

On motion of Mr. Mayo,

The rules were suspended, for the purpose of the House going into committee of the whole, for the consideration of Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness."

On motion of Mr. Mayo,

The House resolved itself into committee of the whole, and Mr. Cary was called to the chair.

After some time spent in committee of the whole, the Speaker resumed the chair, and

Mr. Cary, from the committee of the whole, reported that the committee had had under consideration Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," and reported progress, and asked leave to sit again at half-past two o'clock P. M.

On motion of Mr. Sheldon,

The report of the committee was concurred in, and leave granted to sit again.

On motion of Mr. Barnes,

At 12:35 P. M. the House adjourned to 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Pursuant to the action of the House this forenoon,

On motion of Mr. Mayo,

The House resolved itself into committee of the whole, and

Mr. Cary was called to the chair.

After some time spent in committee of the whole, the Speaker resumed the chair, and

Mr. Cary, from that committee, reported that they had considered Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," and had amended said bill, and recommended its passage as amended.

On motion of Mr. Price,

The report of the committee was concurred in.

On motion of Mr. Springer,

The bill and amendment were ordered printed for a third reading.

On motion of Mr. Cummings,

At 4:45 P. M., the House adjourned.

THURSDAY, JANUARY 26, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Prentice.

The journal of yesterday was read.

Mr. Sheldon, by leave, called up the new rule proposed by him yesterday, and moved its adoption.

Mr. Galloway moved to refer the rule to the committee on rules; which motion was agreed to.

Mr. Vocke called up the new rule proposed by him yesterday, with the amendment to said rule proposed by Mr. Roe, and accepted the amendment of Mr. Roe, and moved its adoption.

Mr. Cummings moved to refer the rule to the committee on rules; which motion was not agreed to.

Mr. Barnes moved the previous question upon the adoption of the rule.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of the rule, it was not agreed to.

Mr. Hinchcliffe presented a petition from John Noetling and 221 other citizens of St. Clair county, praying for the passage of a law regulating the practice of medicine in this State; which was

Referred to the committee on miscellaneous subjects.

Mr. Hinchcliffe presented a petition from S. M. Kase, Esq., praying the passage of an act to regulate the publication of the Decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Hinchcliffe presented a petition of 177 citizens of Logan county, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines," heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from 236 citizens of Murphysboro, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines," heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from 337 citizens of St. Clair county, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines," heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from 318 citizens of LaSalle county, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines," heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from 144 citizens of mining sections of the State of Illinois, praying for the passage of a bill entitled "An act providing for the health and safety of persons employed in coal mines," heretofore introduced; which was

Referred to the committee on mines and mining.

Mr. Turner presented a petition from several citizens of the State of Illinois, praying for legislative action to secure the organization and enlargement of libraries for the use of the penitentiary, county jails and other penal institutions throughout the State; which was

Referred to the committee on state institutions.

Mr. Stewart presented a petition from Messrs. Wheat and Marcy in relation to a bill entitled "An act to regulate the publication of the decisions of the Supreme Court;" which was

Referred to the committee on judiciary.

Mr. Price presented a communication from Charles E. Baldwin, of Fire Company, No. 3, Galesburg, in regard to exempting volunteer firemen from jury service and poll tax; which was

Referred to the committee on judiciary.

Mr. Galloway presented a petition from Frank Dean, in relation to publication of decisions of the Supreme Court; which was

Referred to the committee on judiciary,

Mr. Galloway presented a petition from Horatio S. Wait, in relation to the publication of the decisions of the Supreme Court; which was Referred to the committee on judiciary.

Mr. Jones of Marshall presented a petition from Hon. P. S. Perley, in relation to the publication of the decisions of the Supreme Court which was

Referred to the committee on judiciary.

Mr. Efner presented a petition from E. W. Payne, in relation to fees of county clerks; which was

Referred to the committee on fees and salaries.

Mr. Rice of Sangamon presented a petition from H. G. Fitzhugh, praying for an appropriation for him of the sum of one hundred and eighty dollars and seventy-nine cents, balance due him for labor in repairing State Arsenal; which was

Referred to the committee on appropriations.

Mr. Whitney submitted the following:

Resolved, That the committee on counties and township organization be instructed to inquire what legislation is required to carry into effect the provisions of the constitution for the removal of county seats; and that they report by bill or otherwise.

Which was referred to the committee on counties and township organization.

Mr. Burnside submitted the following:

WHEREAS many defaults are constantly occurring by agents as well as by officers of the law, in collecting for individuals and corporations, and no adequate remedy is now furnished by law to punish or reclaim, where such agent is not pecuniarily responsible; therefore, be it

Resolved, That the judiciary committee are requested to inquire into the expediency of reporting an amendment to the criminal code now applicable to officers and attorneys, so that the same be applicable to all cases and individuals failing to pay over money when by them collected.

Which was referred to the committee on judiciary.

Mr. Rice of Peoria submitted the following:

Resolved, That the court of chancery be always considered open for the hearing and determination of motions to grant or dissolve injunctions and for the appointment of receivers and for the final hearing and determination of causes in case the same has been taken under advisement or when the parties consent that the same shall be so heard. That appeals and writs of error may be taken from all final orders made in vacation, the same as in term time. That on all trials in the Supreme Court, the court consider and pass upon all questions materially touching the case and properly presented in the records and arguments. That the law now permitting the arrest of debtors before justices of the peace upon oral oath of the plaintiff, his agent or attorney, is oppressive and vicious, and ought to be so amended that the plaintiff, his agent or attorney, shall be required in all cases to file a written affidavit.

Which was referred to the committee on judiciary.

Mr. Jones of Crawford submitted the following:

WHEREAS a memorial is now pending before Congress, asking indemnity and remuneration for Joseph J. Petrie, of Crawford county, Illinois, for services rendered and expenses incurred by him in conducting two expeditions in the depth of winter, in the years 1849 and 1850, from the Sacramento Valley, in the State of

California, into the mountains, on the waters of Deer Creek, resulting in the deliverance of over seventy emigrants, men, women and children, who, but for his generous humanity, would have met a miserable death from privation and exposure; and whereas the Legislature of California has addressed resolutions to Congress, respectfully urging the claim of said memorialist in the premises; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all necessary and honorable efforts to secure an early and favorable consideration by Congress of the memorial of the said Joseph J. Petrie, for the services rendered and expenses incurred by him, as aforesaid, whereby men, women and children were rescued from a horrible death and from privation and suffering of the most revolting character.

Resolved, That the Governor be requested to forward to each of our Senators and Representatives in Congress a copy of these resolutions.

Which was referred to the committee on federal relations.

Mr. Galloway submitted the following:

Resolved, That the person who furnished the various lists of members of this House, be requested to desist the further publication of such lists until he has learned the names of the members thereof.

Which was referred to the committee on printing.

Mr. Casey of Jefferson submitted the following:

WHEREAS the Constitution of 1870 requires that all property shall be taxed according to its value; therefore,

Resolved, That the committee on revenue be requested to inquire into the expediency of repealing the law authorizing the equalization of taxation in this State; and report by bill or otherwise.

Which was referred to the committee on revenue.

Mr. Vocke submitted the following:

Resolved, That the committee on judiciary be instructed to inquire into the expediency of introducing a bill for an act requiring the courts of justice, wherein actions of tort are brought, which have led to the imprisonment of the defendant upon affidavits of the plaintiffs, to submit the merits of the actions to a preliminary hearing, with a view to determine whether the suits are properly brought in the form of actions *ex-delicto*, or whether actions *ex-contractu* would more properly lie; and if the latter should be the case, to release the defendants from imprisonment.

Which was referred to the committee on judiciary.

Mr. King of Jersey submitted the following:

Resolved, That the Doorkeeper of this House be requested to call on the Secretary of State, and that the Secretary be authorized to furnish said Doorkeeper with such articles on his written order as said Doorkeeper may deem necessary for the use and convenience of the members of this House.

Mr. Sheldon moved to refer said resolution to the committee on contingent expenses; which motion was not agreed to.

The question recurring upon the adoption of the resolution of Mr. King of Jersey, it was not agreed to.

Mr. Nelson submitted the following:

Resolved, That the committee on appropriations be instructed to inquire and report to this House as to the propriety of purchasing, by the State, the remains of the mastodon now the property of Jacob H. Gross, which remains were dis-

covered in the county of Macon by Mr. ———, in September last, and which are now on exhibition in the rooms of the State Geologist of this State.

Which was referred to the committee on appropriations.

On motion of Mr. Mayo,

The rules were suspended, and Senate bill, No. 5, for "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," was taken up.

The bill and amendments thereto having been printed, was read a time,

And the question being, "Shall this bill pass?"

| | | | |
|------------------------------------|---|------------|-----|
| It was decided in the affirmative, | { | Yeas..... | 160 |
| | | Nays | 00 |

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barnea,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easter,
Edgcomb,
Einer,
Egan,
Finley,
Fleharty,
Foss,
Fonke,
Fuller,
Funk,
Gaines,
Galbraith,

Messrs. Gallagher,
Gasa,
Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Heafield,
Herdman,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Landrum,
Langston,
Latimer,
- Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussetter,
Nelson,
Olson,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Rosa,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Walte,
Walters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

This bill expressing an emergency in the act, whereby it should go into effect immediately, and having received a vote of two-thirds of the members elected, was declared passed.

On motion of Mr. Gillham,
It was

Resolved, That the committee on judiciary be requested and are hereby instructed to inquire into the expediency of extending original jurisdiction to justices' courts in all actions of debt, assumpsit, replevin and trespass, where the value did not exceed two hundred dollars; and to report by bill or otherwise.

Mr. Waite submitted the following:

Resolved, That the committee on rules be instructed to consider the following in connection with the proposition to amend rule 58:

Amend by inserting after the word "committee" the following words: "but every bill so referred, if reported back by such committee, shall be read at large three times on three different days before a vote is taken on its final passage."

Which was referred to the committee on rules.

On motion of Mr. Haines,
It was

Resolved, That the committee on counties and township organization be instructed to inquire as to the propriety of a general provision allowing counties, by a vote of the electors, to assume the support of the poor of the townships of the county.

The Speaker announced that the hour for the consideration of the special order concerning the tariff resolutions, had arrived.

Mr. Cummings moved to postpone the consideration of said resolutions until the 28th day of February next.

Mr. Morrison of Monroe moved to postpone the consideration of said resolutions until half-past two o'clock, P. M., on Thursday, February 2d.

Mr. King of Cook moved to postpone the consideration of said subject until the fourth day of July next.

The question being upon the motion of Mr. King of Cook,

| | |
|---------------------------------|------------------|
| It was decided in the negative, | { Yeas..... 28 |
| | { Nays 133 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Brayton,
Burley,
Chandler,
Clark of LaSalle,
Derrickson,
Egan,
Fleharty,
Foss,
Fuller,
Galbraith,

Messrs. Heafield,
Humphrey,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
McEwen,
McMasters,
McMillan,

Messrs. Miller of Kane,
Morrison of Cook,
Olson,
Pixley,
Remeberg,
Sheldon of Champaign,
Stillwell,
Townsend,
Vocke.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnea,
Barr,
Barrett,
Benson,
Berry,
Bralden,
Briscue,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,

Messrs. Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,

Messrs. Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Dwight,
Easter,
Edgcomb,
Efner,
Finley,
Fouke,
Funk,
Galves,
Gallagher,
Gass,

Messrs. Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knolea,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mayo,
McConnell,
McElwee,
Meeker,
Merritt,

Messrs. Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Monroe,
Morse,
Mussetter,
Nelson,
North,
Phelps,
Phillips,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,

Messrs. Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Trimble,
Turner,
Vennum,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the motion to postpone to July 4, was not agreed to.
The question then being upon the motion of Mr. Cummings, to postpone until the 28th day of February,

It was decided in the negative, { Yeas..... 77
Nays 85

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Cummings,
Curtis,
Daniels,
Davis,
Derrickson,
Dodge,
Easter,
Efner,
Foss,
Fuller,

Messrs. Funk,
Galbraith,
Gallagher,
Galloway,
Goodell,
Haines,
Headfield,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Morgan,
Morris,
Morrison of Cook,
Olson,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rowley,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Short,
Smith of Ogle,
Stillwell,
Strong,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Caldwell,
Campbell,

Messrs. Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of Kane,
Cloud of Morgan,
Cofer,
Cunningham,
Dixon,
Dwight,
Edgcomb,
Egan,
Finley,
Flaherty,

Messrs. Fouke,
Galnea,
Gillham,
Hall,
Hawes,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,

Messrs. Knoles,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Mascuberg,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Mussetter,
Nelson,
Phelps,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,

Messrs. Rodgers of Platt,
Roe,
Roessler,
Ross,
Ryan,
Senne,
Snelton of Warren,
Sherrill,
Springer,
Stewart,
Sullivan,
Taylor,
Trimble,
Turner,
Webb.

So the motion to postpone to February 28, was not agreed to.

The question being upon the motion of Mr. Morrison of Monroe, to postpone the consideration of the subject until 2:30 P. M., of next Thursday, February 2d,

It was decided in the affirmative, { Yeas..... 98
Nays..... 66

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Beason,
Berry,
Boyd,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Burnside,
Campbell,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgecomb,
Finley,
Fouke,
Gaines,
Galbraith,
Gallagher,
Gass,
Gilham,

Messrs. Galloway,
Hall,
Hawes,
Hay,
Heafield,
Herdman,
Hinchcliffe,
Hundley,
Hunter,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
Mascuberg,
McElvain,
McElwee,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Nelson,
North,
Olson,
Phillips,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Rodgers of Madison,
Roessler,
Ross,
Shaw,
Sheldon of Champaign,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Vocke,
Waters,
Webb,
Wight,
Wright.

Those voting in the negative are,

Messrs. Adams,
Austin,
Brayton,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clow,
Collins,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,

Messrs. Dodge,
Easter,
Efner,
Egan,
Flehart,
Foss,
Fuller,
Funk,
Goodell,
Haines,
Humphrey,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Mason,

Messrs. Mayo,
McConnell,
McEwen,
Miller of Kane,
Miller of St. Clair,
Morgan,
Morris,
Phelps,
Pixley,
Reinhardt,
Richardson,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,

Messrs. Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,

Messrs. Waite,
Watkins,
Whitney,
Williams,
Williamson.

So the motion to postpone to Thursday next, was agreed to.

On motion of Mr. Whitney,
At 12:05 P. M., the House adjourned.

FRIDAY, JANUARY 27, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The journal of yesterday was read.

Mr. Cloud of Macoupin presented a petition of Mr. Mahlon Ross, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Lee presented the petition of Mr. Cutright and others, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Curtiss presented sundry petitions relative to the publication of the decisions of the Supreme Court; which were

Referred to the committee on judiciary.

Mr. Olson presented a petition from A. W. Veider and John I. Bennett, praying for the passage of an act to regulate the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Haines presented a petition from Story and King, praying for the passage of an act to regulate the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Cunningham presented a petition from certain attorneys of Charleston, praying for the passage of an act to regulate the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Cofer presented a petition from citizens of Douglas county, praying for the passage of an act to regulate the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Campbell presented a petition from Mr. Bradley, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Powell presented sundry petitions in relation to the publication of the decisions of the Supreme Court; which were

Referred to the committee on judiciary.

Mr. Ralls presented sundry petitions in relation to the publication of the decisions of the Supreme Court; which were

Referred to the committee on judiciary.

Mr. Pixley presented sundry petitions in relation to the publication of the decisions of the Supreme Court; which were

Referred to the committee on judiciary.

Mr. Dixon presented a remonstrance from citizens and taxpayers of the town of Lake, Cook county, against the city limits of the city of Chicago being extended south so as to take in any part of the town of Lake; which was

Referred to the committee on municipal affairs.

The Speaker presented a report from commissioners appointed to revise the general laws of the State; which was

Referred to the committee on judiciary.

Mr. Egan, from the committee on rules, submitted the following report, which, under the ruling of the Speaker, was required to lay over one day before action could be had on the same:

Your standing committee on rules, to which was referred the proposition of Mr. Sheldon, to amend rule 58, and the amendment offered thereto by Mr. Waite, have had the same under consideration, and report the following in lieu of said proposition and amendment, and recommend its adoption:

“Rule 58. When a bill is introduced, its mover shall announce the committee to which he desires it to be referred, and that fact shall be endorsed on the back of the bill. And it shall be in order for the House to amend such proposed reference at the time of introduction; at which time the title of the bill only need be read. But the House may suspend this rule by a majority vote, and then the bill shall be read at large at once.”

All of which is respectfully submitted.

On motion of Mr. Haines,

The vote by which the report of the commissioners appointed to revise the general laws of the State, was referred to the committee on judiciary, was reconsidered.

On motion of Mr. Haines,

The chapter of said report, relating to “Domestic Animals,” was Referred to the committee on agriculture.

On motion of Mr. Haines,

The chapter relating to “Fences and Enclosures,” was Referred to the committee on agriculture.

On motion of Mr. Haines,

The chapter relating to “Bail in Civil Cases,” was Referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following amendments to Senate bill, No. 5, for “An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness”:

Amended as follows: Amend by striking out of the first section the words “in the best market,” and insert “at the lowest market price.”

Add to the third section the following: “And no commission shall be allowed to any other person or persons whomsoever, if such gold and exchange can be bought as cheaply without paying such commission.”

Mr. Roe, from the committee on state institutions, submitted the following :

Resolved, That the members of this House who constitute the committee on state institutions, have leave of absence for the purpose of visiting the various State Institutions, on official business; and that said leave of absence date from the time that the chairman of said committee shall file a notice of departure with the Clerk of this House.

Which was agreed to.

Mr. Daniels, from the committee on mines and mining, reported back House bill, No. 24, for "An act to incorporate the Grand Perre Mining and Manufacturing Company," asking its reference to the committee on judiciary; which was agreed to, and the bill was

So referred.

Mr. Morrison of Cook submitted the following :

WHEREAS the system of pawnbroking, as at present carried on in this State, is usurious and unjust in its operations, and is the cause of great oppression to the people who may be compelled, by poverty, to resort to that means of relieving their necessities; therefore, be it

Resolved, That the committee on judiciary be requested, to report a bill to this House providing that all persons engaged in the said business, shall be compelled to retain in their possession, for the term of twelve calendar months, all articles pledged to them, and on which they shall have loaned any amount of money; and be it

Resolved, That the pawner of any of said articles shall be entitled to redeem his or her goods so pawned, at any time within the term above named, on the payment by him or her of the interest accruing on the same: *Provided*, that the interest shall not in any case exceed two per centum per month on the money loaned by the pawnee.

Which was referred to the committee on judiciary.

Mr. Finley submitted the following :

Resolved, That the committee on the state library be instructed to inquire into the expediency of procuring for the library such additional books as are necessary to supply the present deficiency of works, which are deemed absolutely necessary for consultation by members of the Legislature and State government; and if a deficiency of such works are found to exist, that they be instructed to provide for such deficiency by bill or otherwise.

Which was referred to the committee on state library.

Mr. Goodell submitted the following :

Resolved, That the committee on finance be requested to inquire into the expediency of repealing the present laws of the State regulating the interest on money, and one adopted making six per cent. per annum the legal rate of interest in all cases where no rate is specified, and legalizing all specified rates in written contracts.

Which was referred to the committee on finance.

Mr. Miller of St. Clair submitted the following :

WHEREAS there is a large amount of land in the American Bottom that could be made valuable for agriculture and other purposes by a proper system of drainage and levees; and whereas such a system would largely conduce to health, and the safety of life and property; therefore,

Resolved, That the committee on drainage be instructed to inquire into the practicability of reclaiming such lands; and report by bill or otherwise.

Which was referred to the committee on drainage.

On motion of Mr. Riggs,

It was

Resolved, That his Excellency the Governor be and he is hereby respectfully requested to furnish to this House, at an early day, a statement of the amount of indebtedness (if any) which was owing on account of the penitentiary on the 1st day of July, 1867; the amount of moneys paid out on account of the same since said date, and for what they were paid; what addition and improvements have been made to and upon the penitentiary property since said date, and the cost thereof; the amount of indebtedness now owing on account of said penitentiary, and all other information in his power to furnish in regard to indebtedness and expenditures of money on account of said penitentiary.

On motion of Mr. King of Cook,

It was

Resolved, That the State Auditor and Secretary of State be and hereby are requested to furnish to this House, as soon as possible, the whole expenses of the late Constitutional Convention of this State, including particularly and in detail the expenses of printing, binding, paper, and cost of books of any and every description furnished by the State to and for the said Convention, and the several members thereof.

On motion of Mr. Burley,

It was

Resolved, That the members of this House who constitute the committee on the penitentiary, have leave of absence for the purpose of visiting the said institution, and the said committee is hereby directed to visit said institution in fulfillment of its duties, and that said leave of absence date from the time that the chairman of said committee shall file a notice of departure with the Clerk of this House.

Mr. Hall submitted the following :

Resolved, That the road and bridge committee take into consideration the propriety of reporting a bill making every sectional line a public road within this State, subject to being opened by road commissioners at any time when deemed necessary for public use, thereby dispensing with the necessity of petitioning for said roads as heretofore required by law.

Which was referred to the committee on roads, highways and bridges.

Mr. Williams submitted the following :

Resolved, That the committee on drainage be instructed to inquire into the expediency of preparing a bill to facilitate the drainage of wet lands through lands other than those owned by the person or persons needing draining; and report by bill or otherwise, at as early a day as practical.

Which was referred to the committee on drainage.

Mr. Sheldon submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be requested to have printed and bound in proper form 10,000 of the Governor's message, as follows: 1,000 in Swedish language, 3,000 in German and 6,000 in English.

Mr. King of Cook moved to refer said resolution to the committee on judiciary.

Mr. Vocke moved to amend the motion of Mr. King of Cook, as follows:

"That the resolution be referred to the committee on printing, with the instruction to consult the Attorney General of the State relative to the constitutionality of printing the Governor's message in any

other than the English language, and to report to the House the opinion of the Attorney General, and as to the necessity of printing the message at all.

Mr. King of Cook accepted the amendment of Mr. Vocke.

Mr. Morrison of Cook moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question being upon the motion of Mr. Vocke, it was not agreed to.

The question recurring upon the adoption of the resolution of Mr. Sheldon,

It was decided in the negative, { Yeas..... 15
Nays.....134

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Berry,
Brown of Massac,
Egan,
Fleaharty,
Heafield,

Messrs. Johnston,
Massenberg,
Pixley,
Powell,
Reinhardt,

Messrs. Rowley,
Senne,
Sheldon of Champaign,
Waters,
Williams.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Austin,
Barner,
Barr,
Be son,
Boyd,
Brayton,
Briscoe,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Snelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Easier,
Edgecomb,
Efner,
Finley,
Foss,
Fouke,

Messrs. Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Gase,
Gillham,
Galloway,
Goodell,
Hall,
Hawes,
Hay,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knoes,
Koerner,
Landrum,
Langston,
Latimer,
Leith,
Manley,
Mayo,
McConnell,
McElwee,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morae,

Messrs. Mussetter,
Nelson,
Olson,
Phelps,
Phillips,
Pritchard,
Price,
Ralls,
Reese,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Watkins,
Webb,
Williamson,
Wright.

So the resolution was not agreed to.

The Speaker laid before the House the following report of E. S. Leland, Judge of the Ninth Judicial Circuit, as follows :

BUREAU COUNTY CIRCUIT COURT.

In session for the years A. D. 1869 and 1870 :

| | |
|--|----------|
| December term, 1868—Jan. 1, to Jan. 12, 1869 | 12 days. |
| March " 1869—March 15, to April 16, 1869..... | 38 " |
| September " 1869—Sept. 13, to Oct. 22, 1869 | 40 " |
| December " 1869—Dec. 13, to Jan. 8, 1870 | 27 " |
| March " 1870—March 21, to April 23, 1870. | 34 " |
| September " 1870—Sept. 12, to Oct. 23, 1870. | 47 " |
| December " 1870—Dec. 12, to Dec. 31, 1870..... | 20 " |

Total (80 weeks and 8 days).....213 "

LA SALLE COUNTY CIRCUIT COURT.

| | |
|--|----------|
| February term, 1869—Feb. 1, to March 13..... | 41 days. |
| June " " June 13, to July 24 | 42 " |
| November " " Nov. 1, to Dec. 11 | 41 " |
| February " 1870—Feb. 7, to March 19..... | 38 " |
| June " " June 13, to Aug. 8..... | 57 " |
| November " " Nov. 7, to Dec. 10 | 34 " |

Total (86 weeks and 1 day).....253 "

KENDALL COUNTY CIRCUIT COURT.

Sessions for the years A. D. 1869 and 1870 :

| | |
|---|----------|
| January term, 1869—Jan. 19, to Jan. 29..... | 10 days. |
| May " " May 25, to June 3 | 9 " |
| January " 1870—Jan. 18, to Feb. 3. | 15 " |
| May " " May 24, to June 10..... | 16 " |

Total (7 weeks and 1 day).....50 "

Which was referred to the committee on judicial department.

Leave of absence was granted for two days to Messrs. Root and Stillwell.

On motion of Mr. Cary,

At 12:15 P. M. the House adjourned.

SATURDAY, JANUARY 28, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The journal of yesterday was read.

Mr. Galloway moved the suspension of the rules, in order to take up the resolution previously introduced by him and laid on the table and ordered printed, that it may be made the special order for Wednesday next at eleven o'clock A. M., and that 1,000 extra copies of the same be printed for the use of the members of the House; which motion was not agreed to.

Mr. Campbell moved the suspension of the rules, in order to proceed to the introduction of bills; which motion was not agreed to.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate, under joint rule No. 21, of House and Senate, have ordered printed :

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

For the use of both houses.

Mr. Hinchcliffe presented a petition from a number of miners, residents of Carlinville, Illinois, praying the consideration of the Legislature on the subject of escapement shafts and other necessary means of safety for those who work in mines; which was

Referred to the committee on mines and mining.

Mr. Egan, from the committee on insurance, submitted the following report :

The committee on insurance, having formally met to consider matters referred to them, and finding themselves without the necessary facilities for proceeding, have instructed their chairman to make the following special report:

That said committee are without stationery for the transaction of business coming before them; that a reasonable amount of stationery is necessary for the proper conducting of the business of the committee; that the members of the committee, each and all of them, absolutely decline to contribute out of their private funds anything for the purpose indicated, believing, as they do, that the State is abundantly able to foot its own bills without resorting to any system of taxation except that for general State purposes. Hence the committee deem it but reasonable to ask that they be discharged from further duties as such, until some action may be taken in the premises by the House.

All of which is respectfully submitted.

Mr. Haines moved that the report be concurred in.

Mr. Ross moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question being upon the motion of Mr. Haines,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas..... | 56 |
| | | Nays | 92 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Boyd,
Caldwell,
Campbell,
Carpenter,
Casey of Shelby,
Clark of Kane,
Clow,
Collins,
Crouch,
Daniels,
Davis,
Dodge,
Easley,
Edgcomb,
Egan,
Elder,
Foss,
Gallagher,

Messrs. Gillham,
Galloway,
Haines,
Hawes,
Hay,
Heafeld,
Herdman,
Hickox,
Hunter,
Johnston,
King of Jersey,
Koerner,
Landrum,
Latimer,
Lee,
Massenburg,
Mason,
McMillan,
Miller of Kane,

Messrs. Morgan,
Nelson,
Phelps,
Pritchard,
Price,
Ralls,
Reise of Logan,
Roessler,
Rowley,
Shaw,
Sheldon of Champaign,
Short,
Sullivan,
Turner,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Adams, .
Barrett,
Benson,
Berry,
Braidon,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Carle,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cummings,
Cunningham,
Curtiss,
Dixon,
Dwight,
Efner,
Finley,
Fleharty,
Fonke,
Fuller,
Funk,
Gaines,

Messrs. Galbraith,
Gass,
Goodell,
Hall,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
Langston,
Leith,
Manley,
Mayo,
McConnell,
McElwee,
McEwen,
McMasters,
Meeker,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussetter,
North,

Messrs. Olson,
Phillips,
Pixley,
Reese,
Reinhardt,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Riggs,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Ross,
Ryan,
Sanford,
Schwartz,
Senne,
Shelton of Warren,
Smith of Ogle,
Springer,
Stewart,
Strong,
Taylor,
Trimble,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Whitney.

So the motion to concur in the report was not agreed to.

Mr. Hinchcliffe, from the committee on insurance, submitted the following minority report, which, by leave, was spread upon the journal:

The undersigned begs leave most respectfully to report that he protests against the report of the above named committee, in so far as it commits him to the idea that he refuses to contribute his share of the stationery requisite to the business of that committee or any other upon which he has the honor to serve.

JOHN HINCHCLIFFE,
From Committee on Insurance.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House the "Annual Report of the Trustees, Superintendent and Treasurer of the Illinois State Hospital for the Insane," the "Thirtieth Annual Report of the Illinois Institution for the Deaf and Dumb," and the "Eighth Biennial Report of the Superintendent of Public Instruction."

Mr. Dodge, from the committee on agriculture, reported back House bill, No. 27, entitled "An act to prevent male animals from running at large, and for their restraint," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Roe, from the committee on state institutions, reported a resolution, as follows:

Resolved, That the committee on rules of the house be requested to prepare and report a statement to this House defining the duties of the various committees, and assigning the appropriate duties of each; and that the same be printed with the rules of the House.

The report was concurred in, and the resolution agreed to.

On motion of Mr. Cary,
It was

Resolved, That the Rev. Mr. Robertson, pastor of the Second Presbyterian Church of this city, be allowed the use of this house for the purpose of holding religious services Sunday evening, January 29th, inst.

Mr. Phelps submitted the following :

Resolved, That each member of this House pay, forthwith, to the Clerk of this House the sum of ten dollars, the sum so collected and paid to be invested by the said Clerk in the purchase of stationery, pens, pencils, inks, etc., for the use of the several standing committees of this House while acting in their official capacity.

On motion of Mr. Morrison of Cook,
The said resolution was laid upon the table.

Mr. Fleharty submitted the following :

WHEREAS it is desirable to educate the children of the State in a manner that will give them a knowledge of passing events, and afford them access to the latest and best thoughts in current literature, thereby securing to them the benefit of every advance step in methods of education and a more practical knowledge of the world ; therefore,

Resolved, That the committee on education be instructed to confer with the State Superintendent of Public Instruction, and if deemed practicable, report to this House a plan for the publication of a "Daily School Journal," for the purpose suggested ; said journal to be under the direct control of the State Superintendent, and furnished on application, at actual cost, to all school districts, to be read in the schools.

Mr. Morgan moved to refer said resolution to the committee on education.

On motion of Mr. Herdman,
The resolution of Mr. Fleharty was laid on the table.

Mr. Turner moved to suspend the rules, and pass to the order of introduction of bills ; which motion was not agreed to.

Mr. Burley submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That it is the sense of this General Assembly that the several committees of the two houses shall be paid all necessary expenses incurred in visiting the different public institutions of this State, in obedience to the orders of their different houses ; which amounts, before being paid, must be certified to by the chairman of their respective committees.

Mr. Benson moved that said resolution be laid upon the table ; which motion was not agreed to.

Mr. Egan moved to amend the resolution of Mr. Burley as follows :
Add after the words "necessary expenses," "and furnished all necessary stationery."

On motion of Mr. Springer,
Said amendment was laid on the table.

Mr. Cummings moved the previous question.
Mr. Cary moved to lay the whole subject on the table.

Which was decided in the negative, { Yeas..... 64
 { Nays 81

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Armstrong, Barnes, Barrett, Benson, Berry, Boyd, Braidon, Briscoe, Brown of Bond, Brown of Massac, Burnside, Carpenter, Cary, Casey of Jefferson. Cavan, Chandler, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Cunningham, Curtiss, Dixon, | Messrs. Dwight, Egan, Fleaharty, Fouke, Fuller, Gaines, Galbraith, Gasa, Goodell, Hinchcliffe, Humphrey, Jeffries, Johnston, Jones of Crawford, Kelly, Kenny, Manley, McConnell, McElvain, McElwee, Mecker, | Messrs. Miller of Madison, Miller of St. Clair, Morrill, Morse, Musetter, Olson, Phelps, Rice of Peoria, Rice of Sangamon, Rich, Riggs, Rives, Rodgers of Madison, Rodgers of Platt, Rosa, Ryan, Schwartz, Stewart, Strong, Turner, Vennum. |
|--|---|---|

Those voting in the negative are,

| | | |
|---|---|---|
| Messrs. Burley, Caldwell, Campbell, Carle, Casey of Shelby, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Davis, Dodge, Edgcomb, Efner, Elder, Finley, Foss, Gallagher, Gillham, Galloway, Hall, Haines, Hay, Headfield, Herdman, Hickox, Hundley, | Messrs. Hunter, Jones of Marshall, King of Jersey, Knobs, Koerner, Landrum, Langston, Lee, Leith, Massenberg, Mason, Mayo, McEwen, McMasters, McMillan, Merritt, Miller of Kane, Morgan, Morris, Morrison of Cook, Morrison of Monroe, Nelson, North, Phillips, Pixley, Pritchard, Price, | Messrs. Ralls, Reese, Reinhardt, Rensburg, Richardson, Roberts, Roe, Roessler, Sanford, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Short, Smith of Ogle, Springer, Sullivan, Townsend, Trimble, Vocke, Waters, Webb, Whitney, Williams, Williamson, Wight, Wright. |
|---|---|---|

So the motion to lay the whole subject on the table was not agreed to.

And the question being, " Shall the main question be now put ?" it was agreed to.

The question recurring upon the adoption of Mr. Burley's resolution,

It was decided in the affirmative, { Yeas.....82
Nays65

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|--|
| Messrs. Adams, Ayres, Brooks, Burley, Caldwell, Campbell, Carle, Carpenter, Casey of Shelby, Clark of Kane, Clow, Crouch, Cummings, | Messrs. Daniels, Davis, Dodge, Edgcomb, Efner, Elder, Finley, Foss, Gallagher, Gillham, Galloway, Hall, Haines, | Messrs. Hay, Headfield, Herdman, Hickox, Hundley, Hunter, Jones of Marshall, King of Jersey, Knobs, Koerner, Landrum, Langston, Lee, |
|---|---|--|

Messrs. Leith,
Massenberg,
Mason,
Mayo,
McElvain,
McEwen,
McMasters,
Merritt,
Miller of Kane,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Phillips,
Pixley,
Pritchard,

Messrs. Price,
Ralls,
Reese,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Roe,
Roessler,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,

Messrs. Short,
Smith of Ogle,
Springer,
Sullivan,
Townsend,
Vocke,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Armstrong,
Barnes,
Barrett,
Benson,
Berry,
Briden,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Cunningham,
Curtiss,
Dixon,
Dwight,

Messrs. Basley,
Egan,
Fiehart,
Fouke,
Fuller,
Gaines,
Galbraith,
Gass,
Goodell,
Hinchcliffe,
Humphrey,
Jeffries,
Johnston,
Jones of Crawford,
Kelly,
Kenny,
Manley,
McConnel,
McElwee,
McMillan,
Miller of Madison,

Messrs. Miller of St. Clair,
Morrill,
Morris,
Morse,
Musetter,
Nelson,
Olson,
Phelps,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Ross,
Ryan,
Schwartz,
Stewart,
Strong,
Turner,
Vennum.

So the resolution of Mr. Burley was adopted.

The Speaker laid before the House the following communication from the Secretary of State :

SECRETARY'S OFFICE,
SPRINGFIELD, ILL., *January 28, 1871.*

TO HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

SIR : I have the honor to acknowledge receipt of a copy of the following resolution, adopted by the House of Representatives on the 27th inst., viz :

Resolved, That the State Auditor and Secretary of State be and hereby are requested to furnish this House, as soon as possible, the whole expense of the late Constitutional Convention of this State, including, particularly and in detail, the expenses of printing, binding, paper and cost of books, of any and every description, furnished by the State to and for the said Convention and the several members thereof.

In response to the above resolution, I would respectfully state that the vouchers upon which all the expenses of the late Constitutional Convention were audited, are now on file in the office of the Auditor of Public Accounts, and over which I have no supervision or control; and as the resolution aforesaid calls upon said officer for the same information which I am directed to furnish, I have the honor to respectfully refer the honorable body over which you preside, to his response to said resolution, which doubtless will contain all the information called for by said resolution.

Very respectfully, your obedient servant,

EDWARD RUMMEL,
Secretary of State.

Mr. Short submitted the following, and moved that it be made the special order for next Tuesday, at 11 o'clock A. M.:

Resolved, That the Secretary of State be and he is hereby directed to furnish to the Clerk of this House all the stationery necessary for the use of the House, and for the committees thereof while in session in the transaction of public business; that on receiving the stationery from the Secretary of State, the Clerk shall receipt therefor. And when stationery is required by the several committees, the chairman thereof shall receipt therefor to the Clerk. That on each Monday morning the Clerk shall read to the House the names of the chairmen who shall have drawn stationery, and the amount or quantity drawn by each during the previous week.

Mr. Finley submitted the following, as a substitute for said resolution:

Resolved, That the Secretary of State be and he is hereby authorized and required to furnish all necessary stationery and blanks and blank books for the use of the clerks of the standing committees of this House, upon the written order of said clerks. And that the Secretary of State be requested to report to this House the amounts, kinds and cost to the State, of the stationery heretofore furnished, and weekly hereafter to make report thereof, which report shall be spread upon the journal.

Mr. Dixon moved to lay the resolution and substitute upon the table; which motion was not agreed to.

Pending the consideration of the resolution and substitute,

On motion of Mr. Phelps,

At 12:48 P. M. the House adjourned until 2:30 P. M., for the purpose of introducing bills on second reading.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

WHEREAS the enormous donation of the public lands in our States and Territories, by the Federal Government, for the purpose of constructing railroads, and the assumption of power in respect thereto, has justly alarmed the American public; therefore be it

Resolved by the Senate, the House concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to use all their influence and vote against any further donation of public lands.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named.'"

In the passage of which I am directed to ask the concurrence of the House of Representatives.

Mr. Barnes introduced

House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Which was ordered to a first reading.

Mr. Barnes introduced

House bill, No. 78, for "An act to create the office of superintendent of coal mines, and prescribing his duties."

Which was ordered to a first reading.

Mr. Boyd introduced

House bill, No. 79, for "An act extending the right of redemption in vendors' lien proceedings."

Which was ordered to a first reading.

Mr. Campbell introduced

House bill, No. 80, for "An act to establish houses of correction and authorize the confinement of convicted persons therein."

Which was ordered to a first reading and ordered printed.

Mr. Campbell introduced

House bill, No. 81, for "An act to regulate sales of lands under mortgages and trust deeds."

Which was ordered to a first reading.

Mr. Campbell introduced

House bill, No. 82, for "An act to regulate the employment of deputy recorders and the recording of instruments of writing."

Which was ordered to a first reading.

Mr. Cloud of Morgan introduced

House bill, No. 83, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution."

Which was ordered to a first reading.

Mr. Cunningham introduced

House bill, No. 84, for "An act to establish a uniform organization and jurisdiction for courts of record in the cities and incorporated towns of this State."

Which was ordered to a first reading.

Mr. Dwight introduced

House bill, No. 85, for "An act to authorize the establishing of city courts in and for certain cities and incorporated towns of this State."

Which was ordered to a first reading.

Mr. Goodell introduced

House bill, No. 86, for "An act to amend an act entitled 'an act for the protection of consignors of fruit, grain, flour, etc., to be sold on commission,' approved March 4, 1869."

Which was ordered to a first reading.

Mr. Herdman introduced

House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies."

Which was ordered to a first reading.

Mr. Kelly introduced

House bill, No. 88, for "An act to amend section 17, chapter 103, article 14 of the Revised Statutes, entitled 'Township organization.'"

Which was ordered to a first reading.

Mr. Koerner introduced

House bill, No. 89, for "An act to promote the salubrity of the country."

Which was ordered to a first reading.

Mr. Koerner introduced

House bill, No. 90, for "An act conferring certain powers on the citizens and tax-payers in any incorporated city, town or village in this State."

Which was ordered to a first reading.

Mr. Lee introduced

House bill, No. 91, for "An act to enforce the contracts of married women."

Which was ordered to a first reading.

Mr. Morrill introduced

House bill, No. 92, for "An act to establish rates of charges for the transportation of passengers on railroads in this State."

Which was ordered to a first reading.

Mr. Morrison of Monroe introduced

House bill, No. 93, for "An an act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence.'"

Which was ordered to a first reading.

Mr. Morrison of Monroe introduced

House bill, No. 94, for "An act to amend chapter 59 of Revised Statutes, entitled 'Justices and Constables.'"

Which was ordered to a first reading.

Mr. Morse introduced

House bill, No. 95, for "An act to amend an act entitled 'an act to establish Canton Union District School, and a graded school therein; also to provide for building additional school houses therein, to levy and collect special taxes, to issue bonds and borrow money,' approved March 29, 1869."

Which was ordered to a first reading.

Mr. North introduced

House bill, No. 96, for "An act to amend sections two (2), four (4), twenty-one (21) and twenty-three (23), of division XIV of chapter twenty-five (25) of the Revised Statutes, entitled 'Corporations,' and relating to manufacturing, mining and chemical corporations, extending the term of companies thereunder, revoking the power to expel

directors, extending the privileges of companies for lighting towns and cities, and kindred business."

Which was ordered to a first reading.

Mr. Ayres introduced

House bill, No. 97, for "An act to regulate the practice of medicine in the State of Illinois."

Which was ordered to a first reading.

Mr. Reinhardt introduced

House bill, No. 98, for "An act for the better protection of the interests of orphans and persons of unsound minds."

Which was ordered to a first reading.

Mr. Rice of Sangamon introduced

House bill, No. 99, for "An act in relation to trust deeds and other conveyances for the security of money loaned."

Which was ordered to a first reading.

Mr. Rice of Sangamon introduced

House bill, No. 100, for "An act to amend an act entitled 'an act to amend the charter of the town of Brighton, in Macoupin and Jersey counties,' approved February 22, 1867."

On motion of Mr. Rice of Sangamon,

The rules were suspended, and the bill

Referred to the committee on municipal affairs.

Mr. Turner introduced

House bill, No. 101, for "An act establishing the office of State Superintendent of Prison Instruction, providing for prison education, the establishment and maintenance of prison libraries, and making and authorizing appropriations to carry into effect the provisions of said act."

Which was ordered to a first reading.

Mr. Vocke introduced

House bill, No. 102, for "An act to further regulate life insurance in the State of Illinois."

Which was ordered to a first reading.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, with accompanying papers:

EXECUTIVE DEPARTMENT,

SPRINGFIELD, ILLINOIS, *January 26th, 1871.*

To HON. WILLIAM M. SMITH.

Speaker of the House of Representatives:

In compliance with the requirements of the seventh section of the fifth article of the constitution, I have the honor to furnish to the General Assembly an account of all moneys received and paid out by me from any funds subject to my order, with vouchers therefor, so far as they have been kept by me. The vouchers for moneys expended by me from the appropriations under my control, before the 8th day of August, A. D. 1870, are in the Auditor's office.

Appropriation for "fuel and lights for the Executive Mansion, and to pay the expenses of keeping the same, and the grounds thereto attached, in repair, payable quarterly upon the order of the Governor," act approved March 11, 1869, \$4,500 per annum. The amount of this appropriation has been drawn to the 31st day of December, 1870, and treated as an appropriation for the general objects of the act, and by way of addition to the salary of the Governor.

Appropriation for contingent fund, of "a sum not exceeding \$10,000, subject to the order of the Governor, for defraying all such expenses as are unforeseen by the General Assembly, and not otherwise provided for by law—payments to be made from time to time, upon bills of particulars certified by the Governor," act approved March 11, 1869.

Of this fund, the amount of \$8,890 85 has been expended for the purposes set forth in the following statement:

| Date. | To whom and for what paid. | Amount. |
|-------|--|----------|
| ..... | E. P. Niles, for examining and preparing war claims, in April, 1869 | \$150 00 |
| ..... | E. P. Niles, for examining and preparing war claims, in May, 1869..... | 140 00 |
| ..... | V. Hickox, agent for transportation | 8 00 |
| ..... | R. H. Green, for ferreting out band of counterfeiters, and expenses while so employed | 100 00 |
| ..... | A. E. Darling, frame for Governor's portrait | 64 50 |
| ..... | For transportation of disabled soldiers and arrest of counterfeiters..... | 500 00 |
| ..... | Geo. W. Brinkerhoff, for expenses incurred under railroad debt law, by order of Governor | 88 54 |
| ..... | Joseph Utley, expenses incurred in visiting Washington, D. C., by order of the Governor..... | 126 25 |
| ..... | C. C. Howarth, freight on frames for portraits of Abraham Lincoln and Stephen A. Douglas | 48 40 |
| ..... | O. H. Miner, for his services and expenses visiting the penitentiary, at request of the Governor..... | 41 00 |
| ..... | A. E. Darling, for frames for portraits of Abraham Lincoln and Stephen A. Douglas | 381 60 |
| ..... | Wm. C. Rich, for arresting and detaining supposed kidnappers, on Governor's order. | 35 50 |
| ..... | Chicago & Alton Railroad Company, for transportation of disabled soldiers, on Governor's order..... | 76 80 |
| ... | H. Dilger, Adjutant General, for expense of firing salute in memory of General Geo. H. Thomas. | 73 00 |
| ..... | C. S. Zane, for legal services in suit of G. W. Chatterton vs. Auditor Public Accounts, and others..... | 100 00 |
| ..... | E. B. Herndon, for legal services in suit of George W. Chatterton vs. Auditor of Public Accounts, and others. | 100 00 |
| ..... | McKee, Fishback & Co., for advertising Governor's proclamation offering rewards, etc., in the <i>Missouri Democrat</i> | 6 00 |
| ..... | S. T. Mayo, for services and expenses examining accounts of Illinois Penitentiary..... | 74 80 |
| ..... | J. Bunn, for cabinet of insects belonging to estate of late Benjamin D. Walsh, purchased by the State Entomologist, for the State, which includes, to be paid out of this amount, seven months salary, at rate of \$166 33½ per month, due Mr. Walsh at time of his death..... | 2,500 00 |
| ..... | A. E. Darling, for frame for Governor's portrait..... | 114 55 |

Statement—Continued.

| Date. | To whom and for what paid. | Amount, |
|--------------------|---|------------|
| ..... | E. B. Harlan, for expenses in going to Monmouth, Ill., by order of the Governor, to quell a disturbance of the peace | \$28 00 |
| August 11, 1870.. | H. Dilger, Adjutant-General, for expenses going to Monmouth, Ill., by order of the Governor, to quell a disturbance of the peace, as per voucher No. 1 | 27 55 |
| August 22, 1870.. | Charles A. Hill, for services in the case of the petition of Wm. M. Jackson, a convict in the Penitentiary, for a writ of <i>habeas corpus</i> , as per voucher No. 2 | 85 00 |
| August 3, 1870... | Chicago and Alton Railroad Company, for transportation of disabled soldiers, on Governor's order, as per voucher No. 3 | 20 20 |
| Sept. 15, 1870.... | John F. Rittenhouse, for services as special messenger to Governor of Arkansas, for the arrest of an escaped convict, as per voucher No. 4 | 100 00 |
| Sept. 23, 1870.. | Aug. Campbell, for receiving and forwarding the census returns from northern district Illinois, in time for apportionment, as per voucher No. 5 | 60 00 |
| Sept. 23, 1870.... | F. W. Tracy, cashier, for amount due J. F. Rittenhouse for messenger for arrest of Harry Williams, a fugitive from justice, as per voucher No. 6 | 60 00 |
| October 13, 1870.. | A. L. Ide, part pay for heating apparatus for Second Presbyterian Church, for use of House of Representatives, as per voucher No. 7 | 2,000 00 |
| November 2, 1870. | A. L. Ide, part pay for heating apparatus for Second Presbyterian Church, for use of House of Representatives, as per voucher No. 8 | 1,000 00 |
| November 25, 1870 | H. Dilger, for expenses while accompanying the Governor on a tour of inspection of State Institutions as per voucher No. 9 | 18 00 |
| November 28, 1870 | Wm. LeBaron, for cabinet to preserve entomological collection, as per voucher No. 10 | 150 00 |
| November 28, 1870 | Wm. LeBaron, engraving for report of State Entomologist, as per voucher No. 11 | 35 00 |
| December 3, 1870. | A. J. Babcock, part pay for water closets, etc., Second Presbyterian Church, for use of House of Representatives, as per voucher No. 12 | 500 00 |
| December 23, 1870 | John T. Jones, for services and expenses in serving process on Cook County Collectors, at request of Auditor, as per voucher No. 13 | 40 00 |
| December 31, 1870 | John M. Palmer, for personal expenses in visiting State Institutions, as per voucher No. 14 | 29 00 |
| December 31, 1870 | C. & N. W. R. R. Co., for transportation of disabled soldiers, etc., as per voucher No. 15 | 6 00 |
| January 3, 1871.. | Chicago and Alton Railroad Company, for transportation, as per voucher No. 16 | 19 50 |
| January 10, 1871. | H. Dilger, for services as superintending architect, Second Presbyterian Church, for use of House of Representatives, as per voucher No. 17 | 75 00 |
| January 19, 1871. | T. W. & W. R. R. Co., for transportation of disabled soldiers, as per voucher No. 18 | 5 36 |
| | Total | \$8,890 85 |
| | Balance, unexpended | 1,109 15 |

Appropriation "to Governor's office for postage, stationery, telegraphing, furniture and repairs of office, and other incidental expenses, a sum not exceeding \$4,000, to be paid on bills of particulars certified by him," act approved March 11, 1869.

Of this appropriation, the sum of \$2,354 10 has been expended for the purposes set forth in the subjoined statement :

| Year. | To whom and for what paid. | Amount. |
|----------|---|------------|
| 1869.... | Wm. A. Luttrell, services as page..... | \$167 00 |
| 1869.... | Newspapers | 36 00 |
| 1869 .. | Telegraphing and express charges | 122 75 |
| 1869.... | Painting, carpeting and repairs of office..... | 562 78 |
| 1869.... | Stationery | 141 25 |
| 1869 .. | Postage and box rent..... | 62 95 |
| 1869.... | Blank books.. .. | 57 00 |
| 1870.... | Telegrams, to August 8 | 78 60 |
| 1870.... | Postage | 160 00 |
| 1870.... | Express charges..... | 50 |
| 1870.... | Articles furnished for office, as per bills filed in Auditor's office.... | 82 75 |
| 1870.... | Stationery | 77 50 |
| 1870.... | Newspapers for office..... | 36 00 |
| 1870.... | Repairs of office..... | 16 25 |
| 1870.... | Page in office, to August 8..... | 284 00 |
| 1870.... | Telegrams, from August 8 to date, (see vouchers marked "A") ... | 52 55 |
| 1870.... | Postage, from August 8 to date, (see vouchers marked "B")..... | 72 97 |
| 1870 .. | Express charges, from August 8 to date, (see vouchers marked "C").. | 35 |
| 1870.... | Page in office, from August 8 to date, (see vouchers marked "D").. | 130 00 |
| 1870.... | Ice, from August 8, (see voucher marked "E")..... | 31 60 |
| 1870.... | Blank books, (see voucher marked "F") | 74 50 |
| 1870.... | Furniture for office, (see voucher marked "G") | 130 00 |
| 1870.... | J. B. Mosser, pay as extra clerk in office, (see voucher marked "H") | 72 00 |
| 1870.... | J. & J. W. Bunn, articles purchased, as per voucher marked "I").. | 4 80 |
| | Total | \$2,354 10 |
| | Balance, unexpended..... | 1,645 90 |

Appropriation of " thirty-six hundred dollars for the purpose of furnishing the executive mansion, subject to the order of the Governor, and to be used by him at his discretion, for the purposes aforesaid," act approved March 11, 1869.

The amount of this appropriation has been expended for the purpose set forth in the act, for many articles of furniture, of which no detailed account has been kept.

Appropriation of \$8,900 to defray the "necessary expenses incurred in repairing and improving the executive mansion, and for the erection of an ice house and vegetable cellar, for the use of said mansion," act approved March 11, 1869.

Of this appropriation the amount of \$7,803 71 has been expended, as follows :

| | |
|--|------------|
| Balancee xpended for repairs, as per contract..... | \$6,736 12 |
| John Armstrong, for repairs, (see voucher)..... | 1,067 59 |
| | <hr/> |
| | \$7,803 71 |
| Balance unexpended | 1,096 29 |

JOHN M. PALMER.

House bill, No. 42, for "An act to fix the salaries of State officers, judges of the supreme and circuit courts, judges of the superior court of Cook county, State's attorneys, defining the incidental expenses of certain State officers therein named, and providing for the manner of the payment thereof,"

Was taken up, and read a second time.

On motion of Mr. Galloway,

The bill was referred to the committee on fees and salaries.

House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,' "

Was taken up and read a second time.

On motion of Mr. Cary,

The bill was referred to the committee on counties and township organization.

House bill, No. 44, for "An act to amend an act entitled 'an act for a general act of incorporation of agricultural and horticultural societies and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855,"

Was taken up and read a second time.

On motion of Mr. Cary,

The bill was referred to the committee on corporations.

House bill, No. 45, for "An act to amend section 7 of an act entitled 'an act to provide for ascertaining the qualification of voters, and to prevent fraudulent voting,' approved Feb. 22, 1861,"

Was taken up.

On motion of Mr. Cary,

The rules were suspended and the bill was

Referred to the committee on elections.

House bill, No. 46, for "An act to amend section 37 of chapter 37, of the Revised Statutes of Illinois, entitled 'Elections,' "

Was taken up.

On motion of Mr. Cary,

The rules were suspended and the bill was

Referred to the committee on elections.

House bill, No. 47, for "An act to regulate the practice of medicine and surgery in the State of Illinois,"

Was taken up and read a second time.

On motion of Mr. Rice of Peoria,

The bill was referred to the committee on judiciary.

On motion of Mr. Roberts,

The vote by which the bill was referred to the committee on judiciary, was reconsidered.

On motion of Mr. Sheldon,

The bill was referred to the committee on miscellaneous subjects.

House bill, No. 48, for "An act to regulate the publication of the decisions of the supreme court,"

Was taken up.

On motion of Mr. Cary,

The rules were suspended and the bill was

Referred to the committee on the judicial department.

House bill, No. 50, for "An act to provide for jury trials in all divorce cases,"

Was taken up.

On motion of Mr. Cary,

The rules were suspended and the bill was

Referred to the committee on judiciary.

House bill, No. 51, for "An act authorizing the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers,"

Was taken up.

On motion of Mr. Cary,

The rules were suspended and the bill was

Referred to the committee on corporations.

House bill, No. 52, for "An act to legalize the equalization of the assessment of taxes by the board of supervisors in the several counties of this State,"

Was taken up.

On motion of Mr. Sheldon,

The rules were suspended and the bill was

Referred to the committee on revenue.

House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois,"

Was taken up.

On motion of Mr. Phillips,

The rules were suspended and the bill was

Referred to the committee on miscellaneous subjects.

House bill, No. 54, for "An act to repeal section 41 of an act entitled 'an act to incorporate the town of Chebanse,' approved March 13, 1869,"

Was taken up.

On motion of Mr. Sheldon,

The rules were suspended and the bill was

Referred to the committee on municipal affairs.

House bill, No. 55, for "An act to regulate the practice of medicine in the State of Illinois,"

Was taken up.

On motion of Mr. Phillips,

The rules were suspended and the bill was

Referred to the committee on miscellaneous subjects.

Mr. Galloway moved that the resolution introduced by him January 24, and laid on the table and ordered printed, be now taken up and made the special order for Wednesday next, at 11 o'clock A. M.; and 1000 extra copies of the same be printed for the use of the members of the House; which motion was not agreed to.

Mr. Barnes submitted the following:

WHEREAS large subsidies have been voted by the National Congress (and bills for the same object are now pending upon the tables of both houses), in lands, bonds and other aids to railroad corporations, steamship companies, and other private interests; and whereas the present condition of the country demands a return to the strictest economy; and whereas such grants in aid of private corporations are of doubtful constitutionality and contrary to the ancient policy of the country; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to use all their influence to prevent the passage of laws giving frontier grants of land and other aids or subsidies to railway, steamship companies, or other private corporations whatever.

Mr. Phillips moved the previous question upon the adoption of Mr. Barnes' resolution.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon the adoption of the resolution,

It was decided in the affirmative, { Yeas.....117
Nays..... 00

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Ayres,
Barnes,
Barrett,
Be son,
Berry,
Boyd,
Braidon,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Coser,
Collins,
Crouch,
Cunningham,
Dixon,
Dodge,
Dwight,
Easley,
Edgecomb,
Efner,
Elder,
Fleharty,
Frew,

Messrs. Fuller,
Gaines,
Galbraith,
Gallagher,
Gass,
Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hay,
Heatfield,
Herdman,
Hickox,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Landrum,
Langston,
Lee,
Leith,
Manley,
Masenberg,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
Merritt,
Miller of Kane,
Miller of Madison,
Morgan,

Messrs. Morrill,
Morrison of Cook,
Morrison of Monroe,
Mor-e,
Musser,
North,
Phelps,
Phillips,
Pixley,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Remsburg,
Rice of Peoria,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Springer,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Waters,
Webb,
Whitney,
Williamson,
Wight,
Wright.

So the resolution was adopted.

Mr. Turner moved the reconsideration of the vote just taken, and moved to lay that motion on the table; which was agreed to.

On motion of Mr. Cary,

The rule was suspended, and the following Senate resolution was taken up and concurred in:

WHEREAS the enormous donation of the public lands in our States and Territories, by the Federal Government, for the purpose of constructing railroads, and the assumption of power in respect thereto, has justly alarmed the American public; therefore be it

Resolved by the Senate, the House concurring herein, That our Senators in Congress be instructed, and our Representatives requested, to use all their influence and vote against any further donation of public lands.

On motion of Mr. Campbell,

At 5:45 o'clock P. M., the House adjourned.

MONDAY, JANUARY 30, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of Saturday was read.

Leave of absence was granted to Mr. Hinchcliffe until Wednesday morning; also to Messrs. Short and Miller of St. Clair, until Tuesday.

Mr. Stewart presented a petition from John L. Moore, of Quincy, relating to the laws concerning equalization of taxes; which was

Referred to the committee on equalization.

Mr. Lee presented a petition from sundry citizens, asking for the passage of a law providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

Mr. Rowley presented a petition from sundry citizens and tax-payers of Nashville, Washington county, praying for the repeal of the charter of the said city of Nashville; which was

Referred to the committee on municipal affairs.

Mr. Herdman presented a petition of Mr. S. G. Lewis and others, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Jones of Marshall presented a petition of Messrs. Boice and Worrell, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Sanford presented a petition from a citizen of Knox county, asking for the enlargement of the State Institution for Feeble-minded Children; which was

Referred to the committee on public charities.

Mr. Turner presented a petition from sundry citizens, asking for the passage of an act relating to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Finley presented a petition from W. E. Hayward of Pana, relating to the laws concerning interest; which was

Referred to the committee on finance.

Mr. Finley presented a petition from J. C. McQuigg, relating to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Remsberg presented a petition from Mr. Joseph S. Williams, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Gallagher presented a petition from M. J. A. Kellogg, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Reinhardt presented a petition from Mr. Frank Witing, in relation to the publication of the decisions of the Supreme Court ; which was

Referred to the committee on judiciary.

Mr. Springer presented a petition from John Williams, and other citizens of Springfield, praying that real estate for church purposes be exempt from all municipal taxes ; which was

Referred to the committee on revenue.

Mr. Johnston presented a petition from Samuel R. Allen and others, in relation to the publication of the decisions of the Supreme Court ; which was

Referred to the committee on judiciary.

Mr. Herdman submitted the following resolution :

Resolved, That the committee on roads, highways and bridges be requested to inquire into the propriety and expediency of compelling by law the trimming of hedges along the lines of public roads, and to prevent the throwing of the brush arising therefrom, in the highways.

Which was referred to the committee on roads, highways and bridges.

Mr. Johnston moved that the resolution introduced by Mr. Fleharty on Saturday last, and which was laid upon the table, relating to the publication of a daily school paper for the use of the public schools, be now taken from the table.

Which motion was agreed to.

On motion of Mr. Johnston,

The resolution was referred to the committee on education.

Mr. Webb submitted the following :

WHEREAS we are the representatives of the People of the State of Illinois, one of the great States of the great Republic of America ; and, whereas we rightfully claim to be the freest government on earth, and thereby now, and at all times feel a deep interest in any people that are struggling for the blessings which we enjoy ; and, whereas we cannot help, as a free people, feeling a deep interest and a heartfelt sympathy with the suffering patriots of France, who are at this time being scourged, as we believe, on account of their republican proclivities ; therefore,

Resolved, That we tender to the heroic band of patriots of France, in their present struggle for freedom, our sympathy ; and we think the time has come when not only the people of this State, but of every State of this Union, should make known to the world their feelings in regard to the present struggle now going on in France ; and be it further

Resolved, That we call upon all people who are the friends of a republican form of government, of whatever country they may be residents, to give expression to their feelings of condemnation of the course now pursued by Prussia. That having dethroned the Emperor of France, who forced his people into the present unfortunate war, common humanity and right and justice demand that the war should cease, and the people of France be permitted to resume their peaceful employments, and to set up for themselves a republican form of government.

On motion of Mr. Haines,

Said resolution was referred to the committee on federal relations.

Mr. Vocke submitted the following :

WHEREAS two great and powerful nations of Europe, the Germans and the French, have for some time past been engaged in a deadly conflict, conjured up by the ruthless hand of a despot ; and whereas the bloody strife has devastated

the beautiful fields of France, and has brought inexpressible sorrow and grief to the hearts and homes of thousands of families in both countries ; therefore, be it

Resolved by the House of Representatives of the State of Illinois, That we deeply sympathize with the great misfortunes of both the Germans and the French ; that we devoutly pray and sincerely hope that the bloody carnage may soon be ended, that peace may soon smile upon their grief-stricken homes, and that they may, as peaceful neighbors, peaceably cope with each other in all the branches of industry, and on all the fields of art and science, enjoying that liberty which will alone secure man's happiness and welfare.

Which was referred to the committee on federal relations.

Mr. Roe submitted the following ; which, under the rule, lies over one day :

"Change rule 39, so that No. 5, in the order of business, shall become No. 15, so that resolutions shall stand last in the order of business."

Mr. Williams submitted the following :

Resolved, That the committee on agriculture be instructed to prepare a bill to carry into effect the full provision of the Constitution, as embodied in section 31 of article 4 of said Constitution, which is as follows :

"The General Assembly may pass laws permitting the owners or occupants of lands to construct drains and ditches for agricultural and sanitary purposes, across the lands of others."

Which was referred to the committee on agriculture.

Mr. Johnston submitted the following :

Resolved, That the committee on education be and is hereby instructed to revise all the general laws now in force, known as common school laws ; arrange the same into one act ; alter or amend where it may be deemed proper and necessary to do so ; and, in so doing, if it be deemed expedient, change the present system so as to make each township and precinct a school district, having three trustees, with as many sub-districts in each as the trustees thereof may deem necessary for the interests of those to be educated, with one director to each sub-district, invested with the same or similar powers and duties now given and imposed by law ; and also provide that trustees and directors shall have reasonable pay, to be fixed by law, for the time by them each necessarily spent in performing their respective duties ; and report by bill at as early a day as practicable.

Which was referred to the committee on education.

Mr. Morgan submitted the following :

Resolved by the House of Representatives, the Senate concurring herein, That George W. Hardacre and Volney Hickox, short hand writers, be and they are hereby employed as the official reporters for the Twenty-seventh General Assembly, to make and furnish synoptical reports of the proceedings of the two houses, similar in style to those appearing in the "Illinois Daily State Journal," of the 28th and 30th inst., at twenty-five dollars per diem in each house : *Provided,* said reports shall be printed and published daily in at least one of the daily newspapers published in Springfield, without cost or expense to the State : *And, provided, further,* that upon failure of said reports to appear, as above specified, for two consecutive days, this employment shall cease : *And, provided, further,* that this employment may be terminated upon ten days' notice being given to said Hardacre and Hickox.

Mr. Morrison of Cook moved to indefinitely postpone the consideration of the resolution.

And the question being, "Will the House agree thereto?"

| | | |
|------------------------------------|-------------|----|
| It was decided in the affirmative, | { Yeas..... | 98 |
| | { Nays..... | 31 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Barr,
Barrett,
Boyd,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Davis,
Dixon,
Dodge,
Dwight,
Easley,
Easter,
Edgcomb,
Efter,
Elder,

Messrs. Fleharty,
Fonke,
Fuller,
Gaines,
Gallagher,
Gasa,
Galloway,
Goodell,
Hall,
Hay,
Hunter,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Langston,
Lee,
Leith,
Manley,
Massenberg,
Mayo,
McConnell,
McElwee,
McMasters,
Miller of Kane,
Miller of Madison,
Murray,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Olson,
Phelps,
Pixley,
Reese,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rodgers of Platt,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Shelton of Warren,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Trimble,
Vennum,
Vocke,
Watkins,
Webb,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Berry,
Braidon,
Caldwell,
Daniels,
Finley,
Funk,
Haines,
Herdman,
Hundley,
Jeffries,

Messrs. Johnston,
Knolles,
Koerner,
Landrum,
McEwen,
Morgan,
Morris,
Nelson,
Phillips,
Pritchard,

Messrs. Price,
Rives,
Roe,
Shaw,
Sheldon of Champaign,
Smith of Ogle,
Turner,
Whitney,
Williams,
Wright.

So the resolution was indefinitely postponed.

On motion of Mr. Dwight,

It was

Resolved, That the Governor of this State be and he is hereby requested to furnish to this House at an early day, copies of the bids made by the several competing cities and towns of this State for the location of the Southern Illinois Normal University. What, if any, part of the bid of Carbondale was received and considered after sealed bids were opened. Whether the contract with James M. Campbell was private or public, and who are his securities. Whether said Campbell did or did not refuse to accept such contract in consequence of suit pending and insufficiency of the Jackson county bonds, until he was indemnified against loss. And if certain men did not indemnify him against loss before he would take said contract, and if so, who indemnified him. And also, whether or not the said contract has been changed since bond was entered into; and such other information touching the location of said institution as his excellency may be able to give.

Mr. Cofer submitted the following;

WHEREAS, by the Governor's message to this General Assembly, we learn there are now 1339 convicts in our penitentiary, evidencing that crime is rapidly on the increase; and, whereas these institutions have utterly failed, either under the lease system or charge of the State, to be self-sustaining, but are, on the contrary, a heavy burthen on the treasury and tax-payers of the State; and, whereas the crowding of juvenile offenders amongst those hardened in crime is of doubtful

propriety; and, whereas the bringing of the products of convict labor in competition with that of honest, upright men is contrary to the spirit of our free institutions; therefore,

Resolved, That a committee of seven be appointed to take into consideration the propriety of abolishing the penitentiary system, and requiring each county in the State to take care of their own criminals and employ them as they may see proper, or to provide for working them in the coal or other mines of the State; and that they report by bill or otherwise.

On motion of Mr. Roe,

The resolution was referred to the committee on penitentiary.

Mr. Efner submitted the following:

Resolved, That the committee on roads, highways and bridges be requested to inquire into the expediency of repealing the poll-tax laws of this State, to the end that compulsory labor on the streets and roads of this State shall not be sanctioned by law except as a punishment for crime.

Which was referred to the committee on roads, highways and bridges.

Mr. Carle submitted the following:

Resolved, That the committee on education be and are hereby instructed to inquire into the expediency of restricting town school trustees from dividing school districts, without first giving notice to the directors of the school districts immediately interested, that application has been made for such division.

Which was referred to the committee on education.

On motion of Mr. Kelly,

It was

Resolved, That the chairmen of committees of this House be requested to send to the Clerk of this House, in writing, to be read before the House adjourn, the time and place of meeting of their respective committees.

Mr. Sheldon moved that the resolution of Mr. Short, relating to the furnishing of stationery to committees, and the pending amendments thereto, which were laid upon the table, be now taken from the table and made the special order for Wednesday next, at 11 o'clock A. M.

Mr. Cunningham submitted the following, and asked that it be considered in connection with the resolution of Mr. Short and the amendments thereto; which was agreed to:

Resolved by the House of Representatives, the Senate concurring herein, That it is the sense of this General Assembly that no stationery whatever can be furnished to the members or committees thereof at the expense of the State, without a violation of the constitution of the State; and that the Secretary of State be and he is hereby requested to report to both houses the amount, kind and cost of all stationery heretofore furnished to the Clerks of the House, and to the Secretary and Clerks of the Senate since the commencement of this session, and weekly hereafter to make report thereof, which reports shall be spread upon the journals of the two houses.

And the resolution of Mr. Short and the amendments thereto, were made the special order for Wednesday next, at 11 o'clock A. M.

Mr. Haines moved to take from the table the motion of Mr. Turner to reconsider the vote by which the resolution offered by Mr. Barnes, on Saturday, was passed.

The motion of Mr. Haines was decided by the Speaker to be out of order.

An appeal to the House was taken from the decision of the Chair.
And the question being "Shall the decision of the Chair stand as the decision of the House?"

It was decided in the negative,

{

Yeas..... 60

Nays 70

}

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Ayres, Barnes, Barr, Barrett, Boyd, Briscoe, Burnside, Carle, Casey of Jefferson, Casey of Shelby, Clark of LaSalle, Cloud of Morgan, Cofer, Cummings, Cunningham, Dwight, Easley, Edgcomb, Elder, Finley, Fouke, Gaines, | Messrs. Gallagher, Gillham, Hall, Hay, Herdman, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, King of Jerrey, Knoles, Landrum, Langston, Lee, Leith, Manley, Massenberg, McElvain, McElwee, Meeker, Miller of Madison, Morrill, | Messrs. Morrison of Cook, Morrison of Monroe, Morse, Mussetter, Nelson, Phillips, Reise of Logan, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Rodgers of Madison, Roe, Rose, Springer, Stewart, Strong, Sullivan, Taylor, Trimble, Turner, Webb. |
|--|--|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Adams, Berry, Braidon, Brayton, Brown of Bond, Brown of Massac, Caldwell, Carpenter, Cary, Clark of Kane, Cloud of Macoupin, Clow, Collins, Crouch, Curtiss, Daniels, Davis, Dixon, Dodge, Easter, Esner, Egan, Fleaherty, Faller, | Messrs. Galbraith, Gass, Galloway, Goodell, Haines, Heatfield, Humphrey, Hunter, Johnston, Jones of Marshall, King of Cook, Koerner, Mason, Mayo, McConnell, McEwen, McMasters, McMillan, Miller of Kane, Morgan, Morris, Olson, Phelps, | Messrs. Pixley, Pritchard, Price, Reinhardt, Rice of Peoria, Rodgers of Platt, Ryan, Sanford, Schwartz, Shaw, Serne, Sheldon of Champaign, Shelton of Warren, Smith of Ogle, Stillwell, Vennum, Vocke, Watkins, Whitney, Williams, Williamson, Wight, Wright. |
|---|--|---|

And so the decision of the Chair was not sustained.

Mr. Phelps moved the previous question upon the motion of Mr. Haines.

Mr. Cummings, at 12 o'clock M., moved to adjourn.

And the question being, "Will the House agree thereto?"

It was decided in the negative,

{

Yeas..... 61

Nays 79

}

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fonke.**

**Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Manley,
Massenberg,
McElvain,
McElwee.**

**Messrs. Meeker,
Miller of Madison,
Morrill,
Morrison of Monroe
Morse,
Musser, Setter,
Nelson,
Reese,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rodgers of Madison,
Ross,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.**

Those voting in the negative are,

**Messrs. Adams,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fiehart,
Fuller,
Galbraith,
Gass,**

**Messrs. Galloway,
Goodell,
Haines,
Heafield, '
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Leith,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,
Phillips,
Pixley.
Pritchard,**

**Messrs. Price,
Reinhardt,
Rice of Peoria,
Rives,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vennum,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.**

And so the House refused to adjourn.

The question recurring upon the motion of Mr. Phelps,

| | | | |
|------------------------------------|---|------------|----|
| It was decided in the affirmative, | { | Yeas..... | 76 |
| | | Nays | 68 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Adams,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Clond of Macoupin,
Clow,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Dixon,
Dodge,
Faster,
Efner,
Egan,
Fleharty,
Fuller,
Galbraith,
Gass,**

**Messrs. Galloway,
Goodell,
Haines,
Heafield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Lee,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Olson,
Phelps,
Pixley,
Pritchard,
Price,**

**Messrs. Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vernum,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.**

Those voting in the negative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knolea,
Landrum,
Langston,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,
Miller of Madison,

Messrs. Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musssetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Ross,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

And so the previous question was ordered.

Mr. Cummings, at 12:30 o'clock P. M., moved to adjourn.

And the question being, "Will the House agree thereto?"

| | | | |
|---------------------------------|---|-----------|----|
| It was decided in the negative, | { | Yeas..... | 66 |
| | | Nays..... | 73 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knolea,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,

Messrs. Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Musssetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Ross,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Adams,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Fuller,
Galbraith,
Gass,

Messrs. Galloway,
Haines,
Headfield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,
Pixley,
Pritchard,
Price,

Messrs. Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vennam,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker

And so the House refused to adjourn.

The question recurring upon the motion of Mr. Haines, to take the motion of Mr. Turner from the table, it was agreed to.

Mr. Phillips, at 1 o'clock, moved to adjourn.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas 63
Nays 75

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,

Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Efner,
Gaines,
Gallagher,

Messrs. Gillham,

Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford
Kelly,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,
Miller of Madison,

Messrs. Morrill,

Morrison of Monroe,
Morse,
Musetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Ross,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Adams,

Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Egan,
Elder,
Fleharty,
Fuller,
Galbraith,

Messrs. Gass,

Galloway,
Goodell,
Haines,
Heafield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,
Pixley,
Pritchard,

Messrs. Price,

Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vennum,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the House refused to adjourn.

Mr. Roe moved the previous question upon the motion to reconsider.

And the question being, "Shall the main question be now put?" it was agreed to.

The question now being upon the motion to reconsider the vote of last Saturday, by which Mr. Barnes' resolution in relation to subsidies to private corporations, was adopted,

It was decided in the affirmative, { Yeas 75
Nays 64

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Einer,
Egan,
Fieharty,
Fuller,
Galbraith,

Messrs. Galloway,
Gass,
Goodell,
Haines,
Headfield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,
Pixley,
Pritchard,

Messrs. Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vennum,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofar,
Cummings,
Cunningham,
Dwight,
Easley,
Edgecomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Mauley,
McElvain,
McElwee,
Meeker,

Messrs. Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Mussetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

So the motion to reconsider was agreed to.

Mr. Dixon moved that said resolution of Mr. Barnes be referred to the committee on federal relations, and, upon that question moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas 76
Nays 63

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,

Messrs. Davis,
Dixon,
Dodge,
Easter,
Einer,
Egan,
Fieharty,
Fuller,
Galbraith,
Galloway,
Gass,
Goodell,
Haines,
Headfield,
Humphrey,
Hunter,

Messrs. Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
Mayo,
McConnel,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,

Messrs. Pixley,
Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Rowley,
Ryan,
Sanford,

Messrs. Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,

Messrs. Vennum,
Vocke,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,

Messrs. Fouke,
Gaines,
Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knolles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,

Messrs. Meeker,
Miller of Madison,
Morrison of Monroe,
Morse,
Musssetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

So the previous question was ordered.

Mr. Springer, at 1:50 o'clock P. M., moved to adjourn.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas 62
Nays 79

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cummings,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Gaines,

Messrs. Gallagher,
Gillham,
Hall,
Hay,
Herdman,
Hundley,
Jeffries,
Kelley,
Kenny,
King of Jersey,
Knolles,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenburg,
McElvain,
McElwee,
Meeker,
Miller of Madison,

Messrs. Morrill,
Morrison of Monroe,
Morse,
Musssetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Adams,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,

Messrs. Crouch,
Curtles,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Fuller,
Funk,
Galbraith,
Galloway,
Gass,

Messrs. Goodell,
Haines,
Headfield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,

| | | |
|--|---|--|
| Messrs. Miller of Kane, Morgan, Morris, Morrison of Cook, Olson, Phelps, Pixley, Pritchard, Price, Reinhardt, Rice of Peoria, Rodgers of Platt, | Messrs. Roe, Rowley, Ryan, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Smith of Ogle, Stillwell, | Messrs. Strong, Sullivan, Vennum, Vocke, Watkins, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|---|--|

And so the House refused to adjourn.
The question recurring upon the motion of Mr. Dixon, to refer said resolution to the committee on federal relations,

| | | |
|------------------------------------|----------|----|
| It was decided in the affirmative, | Yea..... | 76 |
| | Nay..... | 63 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Berry, Braidon, Brayton, Brown of Bond, Brown of Massac, Caldwell, Carpenter, Cary, Clark of Kane, Cloud of Macoupin, Clow, Collins, Crouch, Curtiss, Daniels, Davis, Dixon, Dodge, Easter, Einer, Egan, Fleharty, Fuller, Funk, Galbraith, | Messrs. Galloway, Gass, Goodell, Haines, Heafield, Humphrey, Hunter, Johnston, Jones of Marshall, King of Cook, Koerner, Maron, Mayo, McEwen, McMasters, McMillan, Miller of Kane, Morgan, Morris, Morrison of Cook, Olson, Phelps, Pixley, Pritchard, Price, | Messrs. Reinhardt, Rice of Peoria, Rodgers of Platt, Roe, Rowley, Ryan, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Smith of Ogle, Stillwell, Strong, Sullivan, Vennum, Vocke, Watkins, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|---|---|---|

Those voting in the negative are,

| | | |
|---|--|--|
| Messrs. Armstrong, Ayres, Barnes, Barr, Barrett, Benson, Boyd, Briscoe, Burnside, Carle, Casey of Jefferson, Casey of Shelby, Clark of LaSalle, Cloud of Morgan, Cofer, Cummings, Cunningham, Dwight, Easley, Edgcomb, Elder, | Messrs. Finley, Gaines, Gallagher, Gillham, Hall, Hay, Herdman, Hundley, Jeffries, Jones of Crawford, Kelly, Kenny, King of Jersey, Knoles, Landrum, Langston, Lee, Manley, Massenberg, McElvain, McElwee, | Messrs. Meeker, Miller of Madison, Morrill, Morrison of Monroe, Morse, Mussetter, Nelson, Reese, Reise of Logan, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Rodgers of Madison, Springer, Stewart, Taylor, Trimble, Turner, Webb. |
|---|--|--|

And so the resolution was referred to the committee on federal relations.
Leave was granted Mr. Cofer to accompany the committee on state institutions on their visit to Jacksonville.
On motion of Mr. Dixon,
At 2:20 o'clock P. M., the House adjourned.

TUESDAY, JANUARY 31, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The journal of yesterday was read.

A message from the Senate, by Mr. Griggs :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Turner entered a motion to reconsider the vote by which the resolution of Mr. Barnes was referred to the committee on federal relations.

Leave of absence was granted Messrs. Riggs and Barnes, on account of sickness.

Mr. Brown of Massac presented a petition of sundry colored citizens of Alexander county, praying for the passage of laws providing for separate schools for children of color ; which was

Referred to the committee on education.

Mr. Brown of Massac presented a petition of Mr. W. G. Carter, in relation to the publication of the decisions of the Supreme Court ; which was

Referred to the committee on judiciary.

Mr. Rowley presented sundry petitions in relation to the publication of the decisions of the Supreme Court ; which were

Referred to the committee on judiciary.

Mr. Gass presented sundry petitions in relation to the publication of the decisions of the Supreme Court ; which were

Referred to the committee on judiciary.

Mr. Efner presented a petition of J. D. Stone, in relation to certain proposed amendments to the school law ; which was

Referred to the committee on education.

Mr. Cunningham presented a petition of Mr. D. L. McIntyre, in relation to the publication of the decisions of the Supreme Court ; which was

Referred to the committee on judiciary.

Mr. Armstrong presented a petition of T. S. Heptinsdale, praying for the passage of a law to authorize fairs for the sale of live stock ; which was

Referred to the committee on agriculture.

Mr. Stillwell, from the committee on contingent expenses, to whom was referred the resolution in reference to the furnishing of stationery by the Secretary of State, for the use of the committees of this House, reported the same back without action, further than to recommend the reference of the same to the committee on appropriations.

On motion of Mr. Springer,

The report was made the special order for 11 o'clock A. M., on Wednesday.

Mr. Dodge, from the committee on agriculture, to whom was referred House bill, No. 7, for "An act for the protection of farmers and fruit growers," reported the same back without amendment, and recommended that it pass.

The report was concurred in, and the bill was referred to the committee of the whole.

On motion of Mr. Hinchcliffe.

Said bill was ordered to be printed.

Mr. Watkins, from the committee on public buildings and grounds, made the following report :

SPRINGFIELD, ILL., Jan. 31, 1871.

To the Honorable the House of Representatives of the State of Illinois :

Your committee on public buildings and grounds, to whom was referred a resolution of the board of supervisors of Sangamon county, asking for an appropriation for repairs to the old State House, would respectfully report that they have had the same under consideration, and find that under existing laws the Secretary of State has ample authority to make all needed repairs—[See page 491, Revised Statutes of 1845, and page 680, sec. 3, chap. 96, Gross' Statutes,—and therefore no appropriation is necessary.

W. C. WATKINS, *Chairman.*

Which report was concurred in.

Mr. Fleharty submitted the following :

WHEREAS the legitimate business of the session has been delayed by the discussions of questions not subject to the direct legislative action of the General Assembly ; therefore,

Resolved, That the work of revising, amending and enacting laws for the people of the State of Illinois should receive our exclusive attention until said work is done, and every foreign or outside question, introduced by resolution or otherwise, should be indefinitely postponed, or decided at once, or referred to appropriate committees without debate, under the operation of the previous question.

On motion of Mr. Cummings,

Said resolution was referred to the committee on rules.

Mr. Barr submitted the following :

Resolved, That the committee on judiciary be requested to inquire into the expediency of allowing a redemption, by the owners, in all cases of lands sold under trust deeds, or sale mortgages, within ninety days from sale ; and that they report by bill or otherwise.

Which was referred to the committee on judiciary.

Mr. Sullivan submitted the following :

WHEREAS, in the course of human events, the United States has become the foremost nation of the world in civilization, progress and wealth ; and whereas the residue of the original colonies of Great Britain, known as the Dominion, have outgrown their colonial dependence ; and whereas the people of the said Dominion are homogeneous in race and language, and that their interests are identical with the United States ; and whereas the St. Lawrence River belongs, by nature, to the United States, as much as the Mississippi, and is as natural an outlet

to the ocean of the produce and commerce of the west; and whereas the maintenance of custom houses along an imaginary line, three thousand miles long, is a useless burden upon both countries; and whereas it is the interest of both countries that the imaginary boundary between them should be removed, and that they be consolidated into one nation; and whereas the Monroe Doctrine teaches us that no monarchical flag shall float over any part of the North American Continent; that as we do not claim the right to keep or hold any territory on the continent of Europe, neither should any European power be allowed to hold territory on this continent; and whereas the time has come for the consummation of this Union, for the vacation of monarchical rule from the North American continent, and for the establishment of republican institutions throughout its entire domain; therefore,

Resolved, That our Senators in Congress be instructed and our Representatives in Congress be requested to take such measures as shall most speedily accomplish said results.

Resolved, That the President of the United States, in whom we have full confidence, be requested to open negotiations with Great Britain for the removal of her flag from this Continent at the earliest possible date.

Which was referred to the committee on federal relations.

The Speaker laid before the House the following communication, from the Superintendent of Public Instruction :

STATE OF ILLINOIS,
DEP'T OF PUBLIC INSTRUCTION, SUPT'S OFFICE,
SPRINGFIELD, *January 19, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR : I have had the honor to receive an official copy of the following resolution, passed by the House of Representatives on the 14th inst. :

Resolved, That the Secretary of State, the Auditor, the Superintendent of Public Instruction and the State Treasurer, be and they are hereby severally requested to furnish this House with a statement showing the amount of fees and emoluments received by them, respectively, during the year 1870, and the sources from which the same were respectively derived.

Replying to so much of the above resolution as applies to the Superintendent of Public Instruction, the following statement of the fees and emoluments received during the year 1870, is respectfully submitted :

EMOLUMENTS.

I received during the year 1870, as salary, the sum of two thousand and five hundred dollars (\$2,500,) as provided in the tenth section of the act entitled "An act to establish and maintain a system of free schools," approved Feb. 16, 1865. Also, as salary, the further sum of five hundred dollars (\$500,) as provided in the first section of the act entitled "An act to provide for the ordinary and contingent expenses of the government," etc., approved March 11, 1869; making in all the sum of three thousand dollars (\$3,000.)

FEES.

The fiftieth section of the general school law, above cited, provides that "the fee for a State (teachers') certificate shall be five dollars." I issued during the year 1870 sixteen State teachers' certificates, and received therefor the sum of seventy-five dollars; all of which was paid to the gentlemen composing the State Board of Examiners, to-

wards defraying their personal expenses while engaged in the examination of candidates for said State certificate.

I received no other fees or emoluments as State Superintendent, during the year 1870.

Very respectfully, your obedient servant,

NEWTON BATEMAN,
Superintendent Public Instruction.

Which communication was referred to the committee on fees and salaries.

The Speaker laid before the House the following communication from the Secretary of State :

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *January 17, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR : I have the honor to acknowledge the receipt of a copy of the following resolution, adopted by the House of Representatives on the 4th inst., viz :

Resolved, That the Secretary of State, the Auditor, the Superintendent of Public Instruction and the State Treasurer, be and they are hereby severally requested to furnish this House with a statement, showing the amount of fees and emoluments received by them, respectively, during the year 1870, and the source from which the same were respectively derived.

Responding to the request to me contained in said resolution, I have the honor of submitting the following statement of the amount of fees and emoluments received by me during the year 1870, as far as I have been able to arrive at the same, and which I think is nearly, if not absolutely, correct :

| | |
|---|----------|
| Salary of 1870 as Secretary of State..... | \$800 00 |
| “ “ (ex-officio) State Librarian..... | 500 00 |
| Fees for commissions to various county officers, certified copies of laws, filing certificates of incorporation, and copies of same, and certified copies of other documents..... | 4,372 00 |

Total amount received during 1870.....\$5,672 00

All of which is respectfully submitted.

Very respectfully, your obedient servant,

EDWARD RUMMEL,
Secretary of State.

Which communication was referred to the committee on fees and salaries.

The Speaker laid before the House the following communication from the Secretary of State :

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *January 11th, 1871.*

TO HON. WILLIAM M. SMITH.

Speaker of the House of Representatives :

SIR : In response to the requirements of the following resolution, viz :

Resolved, That the Secretary of State be requested to report to this House, as soon as practicable, the number of voting precincts in this State; also the cost of blanks used in said precincts for the purpose of registering as required by the registry act.

I have the honor to report as follows:

The records in this office show that there are sixteen hundred and sixty-five (1665) voting precincts in this State, and that the average "cost of blanks used in said precincts for the purpose of registering, as required by the registry act," is seven dollars and thirty-six cents (\$7 36) for each precinct.

I am, sir,

Very respectfully yours,

EDWARD RUMMEL,

Secretary of State.

Which communication was referred to the committee on elections.

The Speaker laid before the House the following communication from the Auditor of State:

STATE OF ILLINOIS, AUDITOR'S OFFICE,
SPRINGFIELD, *January 30, 1871.*

TO HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

SIR: In compliance with the following preamble and resolution of the House of Representatives, passed on the 24th day of January, 1871—

WHEREAS it appears, from the report of the State Auditor, that no assessment has been made of the taxable property of the Illinois Central Railroad, since it was decided by the Supreme Court, at the November term, 1861, in the case of The State of Illinois vs. The Illinois Central Railroad Company, that the assessment made by the Hon. Jesse K. Dubois, then Auditor, was too large; therefore,

Resolved, That the State Auditor is hereby requested to inform this House why the assessments have not been made at the time required by law.

I have the honor to present the following statement of the principles which governed the present Auditor with respect to assessments of the taxable property of the Illinois Central Railroad, for the years 1869 and 1870:

1st. In 1859, the Illinois Central Railroad returned the value of its taxable property at \$4,942,000. Hon. Jesse K. Dubois, then Auditor, refused to accept of said valuation, and proceeded to value the property, and determined upon a valuation of \$13,000,000 therefor.

This is the valuation contested in the suit referred to, and was defeated in said suit. The present Auditor found, by assuming the value of the taxable property of said road for the year 1869, at \$13,000,000, the tax thereon at three-fourths of one per cent. (the maximum per cent. of tax that can be levied upon the property of said company) would amount to \$97,500, which would be \$24,899 28 less than was paid to the State by the 2 per cent. on the gross earnings for 1868, and is \$35,338 08 less than has actually been paid by said 2 per cent. on the gross earnings of 1869. (The 2 per cent. is the difference between 5 and 7 per cent. paid by the company in lieu of taxes—the taxes may exceed 2 per cent., but if less the 2 per cent. must be paid). That for 1870 the tax on a value of \$13,000,000, at 65 cents on the \$100

valuation—the actual rate levied—would amount to \$84,500, being \$48,338 08 less than was paid by the 2 per cent. for 1869, and since proved to be \$46,238 42 less than has actually been paid by the 2 per cent. on the gross earnings for 1870.

2d. In 1869 there was 3,001 miles of railroad, other than Illinois Central, assessed for said year at a valuation of \$16,389,980. Assuming the actual value of the 709 miles of Illinois Central Railroad to be equal to the assessed value of the other 3,001 miles of railroad in the State, a State tax of 75 cents on the \$100 valuation (or three-fourths of one per cent.) would amount to \$122,924 85. The gross earnings of the Illinois Central Railroad for 1869, as shown by reports to this office, and on which 7 per cent. was paid, is \$6,641,904 47. Two per cent. on this amount is \$132,838 08, being \$9,913 25 more than a tax would amount to on a valuation equal to that of all the other railroads in the State for said year.

3d. For 1870 there was 3,686 miles of railroad (other than Illinois Central) assessed in the State, at a valuation of \$19,242,141. Assuming the 709 miles of Illinois Central Railroad to be actually worth the assessed value of the other 3,586 miles of railroad in the State, for 1870, the State tax thereon at 65 cents on the \$100 valuation—the actual rate levied for said year—would amount to \$125,073 91. The gross earnings of the Illinois Central, shown as aforesaid, for the year 1870, is \$6,636,921 66; the 2 per cent. on said amount is \$132,738 42, being \$7,644 51 more than a tax would amount to on a valuation equal to that of all the other railroads in the State for said year.

4th. The case gained by the Illinois Central Railroad Company over the assessment made by Auditor Dubois, rendered it certain that any valuation which would produce a tax over and above the 2 per cent. on the gross earnings of said road, would be again defeated.

When it is seen that for 1870 it would require a valuation of not less than \$20,421,232 to produce an amount from a tax over and above the 2 per cent. on the gross earnings, it must be apparent to the General Assembly, as it was to the Auditor, that the time and expense of an assessment would be useless and a mere form, without any purpose. Especially is this the case, when the Auditor, under decisions of the Supreme Court in regard to the valuation of property for taxation, would be limited to the same proportion of the actual value of the taxable property of said road, at which other property in the State is valued for taxation. Under said decisions, the Auditor would not have placed a valuation upon the taxable property of said road for the year 1869 or 1870, at a sum exceeding \$8,000,000.

So long as the present low rates of valuations of property for taxation are continued in this State, it will be impossible to obtain a valuation of the property of the Illinois Central Railroad that will produce any tax in excess of the 2 per cent. on the gross earnings, which said company is required to pay.

Yours, respectfully,

C. E. LIPPINCOTT, *Auditor P. A.*

On motion of Mr. Johnston,
Five hundred copies of said communication were ordered printed.

The Speaker laid before the House the following communication from the Secretary of the Illinois State Agricultural Society :

SPRINGFIELD, ILL., Jan. 13, 1871.

To the Honorable the Speaker of the House of Representative :

SIR : I am instructed by the Executive Board of the Illinois State Agricultural Society, to lay before you the following resolution :

Resolved, That the Legislature of Illinois be and is hereby requested to enact a law prohibiting stock animals of all kinds from running at large, excepting from its provisions such counties as may vote to reject, by a majority vote, at any general election.

I am, sir, your ob't serv't,

A. M. GARLAND, *Secretary*.

Which communication and resolution were referred to the committee on agriculture.

The Speaker laid before the House the following communication from the Secretary of the Illinois State Agricultural Society :

SPRINGFIELD, ILL., Jan. 31, 1871.

To the Speaker of the House of Representatives :

SIR : I am instructed by the Executive Board of the Illinois State Agricultural Society to lay before you the following resolution :

Resolved, That this board respectfully asks of the General Assembly of Illinois the passage of a law that will more effectively protect life and property from destruction by the depredations of dogs.

Very respectfully, your ob't serv't,

A. M. GARLAND, *Secretary*.

Which communication and resolution were referred to the committee on agriculture.

The Speaker laid before the House the following communication from the State Treasurer :

STATE OF ILLINOIS, TREASURER'S OFFICE,
SPRINGFIELD, Jan. 30, 1871.

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR : In response to a resolution of the House requesting "the State Treasurer to furnish a statement showing the amount of fees and emoluments received by him during the year 1870, and the sources from which the same were derived," I respectfully submit the following report :

| | |
|---|------------|
| I have received, salary | \$800 00 |
| " " clerk hire | 2,500 00 |
| " " from life insurance companies, for holding securities | 800 00 |
| Total | \$4,100 00 |

I have also charged the towns, cities and counties for which I have

paid interest, *one per cent.* on the amount disbursed, which will amount to \$1,700, for the year 1870; but as I have paid out the money received from this source for clerk hire and expenses attending its disbursement, I have not included this last item among the fees received.

The foregoing are all the fees and emoluments of the Treasurer's office for the year 1870.

Respectfully submitted.

ERASTUS N. BATES, *Treasurer.*

Which communication was referred to the committee on fees and salaries.

The Speaker laid before the House the following report from Thos. F. Tipton, Judge of the Eighth Judicial Circuit:

BLOOMINGTON, *January 21, 1871.*

To the General Assembly of the State of Illinois:

The undersigned, Judge of the Eighth Judicial Circuit of the State of Illinois, would respectfully report to your honorable body that the circuit court of this circuit was in session, during the year 1869, one hundred and ninety-seven days; and in the year 1870, one hundred and ninety-one days, as shown by certificates of the clerks of the several counties of this circuit, herewith presented.

Most respectfully,

THOMAS F. TIPTON,
Judge Eighth Judicial Circuit.

STATE OF ILLINOIS, } ss.
McLean County. }

I, Robert E. Guthrie, Clerk of the Circuit Court in and for said county, in the State aforesaid, do hereby certify that the following is a true and correct statement of the number of days of court held in the year 1869 and 1870, respectively:

FOR THE YEAR 1869.

| | |
|--|----------|
| January 2, 1869, to February 16, 1869..... | 32 days. |
| March 1, " April 3, " | 30 " |
| September 6, " October 2, " | 24 " |
| December 6, " December 31, " | 22 " |

Total in 1869.....108 days.

FOR THE YEAR 1870.

| | |
|---|----------|
| January 24, 1870, to February 26, 1870..... | 27 days. |
| March 7, " April 2, " | 22 " |
| September 5, " October 1, " | 24 " |
| December 5, " December 31, " | 24 " |
| Special June Term | 3 " |

Total in 1870.....100 days.

Total number of days—1869 and 1870.....208

Witness my hand and the seal of said court hereunto affixed, at
Bloomington, this 21st day of January, A. D., 1871.

[SEAL:]

R. E. GUTHRIE, *Clerk.*

Which communication, with certificates, were referred to the committee on judicial department.

The Governor's message, which communicated to the House the annual report of the Trustees, Superintendent and Treasurer of the Illinois State Hospital for the Insane, the thirtieth annual report of

the Illinois Institution for the Education of the Deaf and Dumb, and the eighth biennial report of the Superintendent of Public Instruction, was laid before the House by the Speaker.

The annual report of the Trustees, Superintendent and Treasurer of the Illinois State Hospital for the Insane, and the thirtieth annual report of the Illinois Institution for the Deaf and Dumb, were referred to the committee on state institutions.

The eighth biennial report of the Superintendent of Public Instruction, was referred to the committee on education.

The Governor's message, relating to the contingent fund, was read by the Clerk.

Introduction of bills being in order,

Mr. Boyd introduced

House bill, No. 103, for "An act in relation to such lands as have been selected in lieu of the sixteenth section in fractional townships, and providing for the sale thereof."

Which was ordered to a first reading.

Mr. Casey of Jefferson introduced

House bill, No. 104, for "An act to prevent trespassing upon the inclosure of another."

On motion of Mr. Casey of Jefferson

The rules were suspended and the bill was

Referred to the committee on agriculture.

Mr. Casey of Jefferson introduced

House bill, No. 105, for "An act to regulate the sale of personal property on executions."

On motion of Mr. Casey of Jefferson,

The rules were suspended and the bill was

Referred to the committee on judiciary.

Mr. Efner introduced

House bill, No. 106, for "An act concerning township organization."

On motion of Mr. Efner,

The rules were suspended and the bill was

Referred to the committee on counties and township organization.

Mr. Egan introduced

House bill, No. 107, for "An act to provide for the taking and preservation of evidence in certain cases in the different courts of record in this State."

On motion of Mr. Egan,

The rules were suspended and the bill was

Referred to the committee on judiciary.

Mr. Egan introduced

House bill, No. 108, for "An act for the protection of game and fish, and for other purposes."

On motion of Mr. Egan,

The rules were suspended and the bill was

Referred to the committee on miscellaneous subjects.

Mr. Gillham introduced

House bill, No. 109, for "An act to establish cartways and to provide for condemning the right of way for the same."

On motion of Mr. Gillham,

The rules were suspended and the bill was

Referred to the committee on public roads, highways and bridges.

Mr. Haines introduced

House bill, No. 110, for "An act to govern foreign insurance companies doing business in this State."

On motion of Mr. Haines,

The rules were suspended and the bill was

Referred to the committee on judiciary.

Mr. Humphrey introduced

House bill, No. 111, for "An act to provide for the election of county commissioners in Cook county."

Which was ordered to a first reading.

Mr. King of Jersey introduced

House bill, No. 112, for "An act to fix the salaries of State officers, Judges of the Supreme Court and Circuit Courts, Judges of the Superior Court of Cook county, members of the State Legislature, officers of the Senate and House of Representatives, State's Attorneys, defining the incidental expenses of certain State officers therein named, and providing for the payment of the same."

On motion of Mr. King of Jersey,

The rules were suspended, and the bill was read a first time.

On motion of Mr. King of Jersey,

The rules were further suspended and the bill was

Referred to the committee on fees and salaries.

Mr. Meeker introduced

House bill, No. 113, for "An act for the creation of District Courts."

On motion of Mr. Meeker,

The rules were suspended and the bill was

Referred to the committee on the judicial department.

Mr. Rice of Sangamon introduced

House bill, No. 114, for "An act to provide for the sale of real estate for the non-payment of taxes and special assessments, in the cities and towns of this State, for the year 1870 and previous years."

On motion of Mr. Rice of Sangamon,

The rules were suspended and the bill was

Referred to the committee on judiciary.

Mr. Richardson introduced

House bill, No. 115, for "An act to regulate salaries of sheriffs."

On motion of Mr. Richardson,

The rules were suspended, and the bill was

Referred to the committee on fees and salaries.

Mr. Root introduced

House bill, No. 116, for "An act to provide for painting the portrait of ex-Governor Thomas Carlin."

Which was ordered to a first reading.

Mr. Root introduced

House bill No. 117, for "An act providing for the formation of incorporated companies."

Which was ordered to a first reading.

Mr. Turner introduced
House bill, No. 118, for "An act to legalize the organization of agricultural societies."

On motion of Mr. Turner,
The rules were suspended and the bill was
Referred to the committee on agriculture.

Mr. Waite introduced
House bill, No. 119, for "An act for the benefit of public and private warehousemen and wharfingers."

On motion of Mr. Waite,
The rules were suspended and the bill was
Referred to the committee on judiciary.
House bills on first reading being in order,
House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 56, for "An act for the protection of livery stable keepers,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 57, for "An act to facilitate collection of insurance policies, and regulate the practice in suits thereon,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 58, for "An act to direct officers receiving books from the State to deliver them to their successors in office,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 60, for "An act to amend chapter twenty four (24), entitled 'Conveyances,' of the Revised Statutes,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 61, for "An act to provide for the purchase of the Illinois Reports from the reporter of the Supreme Court,"

Was taken up and read a first time.

On motion of Mr. Rice of Peoria,
The rules were suspended, and the bill was
Referred to the committee on judiciary.
House bill, No. 62, for "An act to regulate the publication of the Decisions of the Supreme Court,"

Was taken up and read a first time.

On motion of Mr. Rice of Peoria,
The rules were suspended, and the bill was
Referred to the committee on judiciary.

House bill, No. 63, for "An act to exempt sewing machines from attachment, distress or execution,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 64, for "An act to incorporate the Guardian Angel Orphan Asylum Society of Chicago, county of Cook, State of Illinois,"

Was taken up, and,

On motion of Mr. Rice of Peoria,
The rules were suspended, and the bill was
Referred to the committee on corporations.

House bill, No. 65, for "An act to enable Soldiers' Monument Associations to become incorporated,"

Was taken up and read a first time.

On motion of Mr. Hinchcliffe,
The rules were suspended, and the bill was
Referred to the committee on corporations.

House bill, No. 66, for "An act to regulate the publication of the Decisions of the Supreme Court,"

Was taken up, and,

On motion of Mr. Rice of Peoria,
The rules were suspended, and the bill was
Referred to the committee on judiciary.

House bill, No. 67, for "An act to change the practice and fix the times of holding circuit courts in the 27th judicial circuit,"

Was taken up and read a first time.

On motion of Mr. Waite,
The rules were suspended, and the bill was
Referred to the committee on judicial department.

House bill, No. 68, for "An act to provide for the sale of real estate for the non-payment of taxes or special assessments in the cities and incorporated towns of this State,"

Was taken up and read a first time.

On motion of Mr. King of Cook,
The rules were suspended, and the bill was
Referred to the committee on revenue.

House bill, No. 69, for "An act to regulate the publication of the Decisions of the Supreme Court,"

Was taken up, and,

On motion of Mr. Rice of Peoria,
The rules were suspended and the bill was
Referred to the committee on judiciary.

House bill, No. 70, for "An act to insure correctness in conveyances and certificates of acknowledgment,"

Was taken up, read a first time, and,

On motion of Mr. Campbell,
The rules were suspended and the bill was
Referred to the committee on judiciary.

House bill, No. 72, for "An act for the protection of fruit and ornamental trees, shrubbery, vegetables, plants and vines,"

Was taken up, read a first time, and,

On motion of Mr. Johnston,
The rules were suspended and the bill was
Referred to the committee on agriculture.
By leave,

On motion of Mr. King of Cook,
The vote by which the rules were suspended and House bill, No. 68, for "An act to provide for the sale of real estate for the non-payment of taxes or special assessments in the cities and incorporated towns of this State," was referred to the committee on rovenue, was reconsidered, and

The rules were further suspended and the bill was
Referred to the committee on judiciary.
House bill, No. 73, for "An act to regulate the publication of the Decisions of the Supreme Court,"
Was taken up, and,

On motion of Mr. Rice of Peoria,
The rules were suspended and the bill was
Referred to the committee on judiciary.
House bill, No. 74, for "An act to repeal an act entitled 'an act to amend section 11 of the Revised Statutes, entitled 'Judgments and Executions,' ' "

Was taken up, read a first time, and
Ordered to a second reading.
House bill, No. 76, for "An act in relation to the election, qualification, duties and compensation of State's attorneys,"
Was taken up, read a first time, and,

On motion of Mr. Wight,
The rules were suspended and the bill was
Referred to the committee on fees and salaries.
A message from the Senate, by Mr. Paddock :
Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring therein, That Messrs Hardacre and Hickox be and they are hereby appointed official reporters for the Twenty-seventh General Assembly. That the reports made by them shall be as full as those found in the Illinois State Journal of January 28th and 30th, A. D. 1871, and that said Hardacre and Hickox shall receive, as full compensation for making said reports for both houses of the General Assembly, the sum of thirty dollars per day, for each and every day's report made, and no more : And, provided, further, that the printing of said reports can be procured either in the newspapers of the city of Springfield, or one of them, or in Globe form, without cost or expense to the State, and ready for delivery and circulation by 9 o'clock of the morning next after the day for which said proceedings are published : Provided, also, that the General Assembly may terminate this contract by giving to said Hardacre and Hickox two days' notice.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Curtiss,
At 12:30 P. M. the House adjourned.

WEDNESDAY, FEBRUARY 1, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Phillips.

The journal of yesterday was read.

Mr. Hinchcliffe presented a petition of a number of citizens of St. Clair county, praying for the passage of a bill for an act regulating the practice of medicine; which was

Referred to the committee on miscellaneous subjects.

Mr. Hinchcliffe presented a petition of a number of citizens of McLean county, praying for the passage of "An act providing for the health and safety of persons employed in coal mines, heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Turner presented a preamble and resolution of the board of supervisors of Stephenson county, in relation to the repeal of the registry law; which was

Referred to the committee on elections.

Mr. Rowley presented a petition in relation to the repeal of the registry law; which was

Referred to the committee on elections.

Leave of absence, on account of sickness, was granted to Mr. Neece.

Reports of standing committees being in order,

Mr. Cary, from the committee on judiciary, submitted the following report :

REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER : The judiciary committee have directed me to report back House bill No. 24, entitled "A bill for an act to incorporate the Grand Pier Mining and Manufacturing Company," with the recommendation that it do not pass.

As this bill is of the same general character as a large number of others referred to this committee, therefore, I have been directed to further report that all special bills having for their object the incorporation of a legislation on the various subjects named in section 22, article 4 of the Constitution, are strictly forbidden by said section, and therefore unconstitutional, as well as many others not named therein; and that it is incumbent on this General Assembly to enact general laws for the incorporation of all the class of subjects above referred to.

Respectfully submitted,

WILLIAM CARY,

Chairman Judiciary Committee.

The report of the committee was concurred in.

Mr. Cary, from the committee on judiciary, reported

House bill, No. 120, for "An act concerning bail in civil cases."

Which was ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, submitted the following report:

The committee on counties and township organization, to whom was referred House bill, No. 43, being "A bill for an act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,'" have had the same under consideration, and have instructed me to report the same back without amendment, and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to be considered in the committee of the whole.

Mr. Haines from the committee on counties and township organization, submitted the following report:

The committee on counties and township organization, to whom was referred the resolution of Mr. Wright relating to the passage of a law requiring all counties of the State now acting under township organization, or to be hereafter organized, to form the several towns in each county into districts containing two or more towns, and that each of said districts so formed be entitled to elect one or more supervisors, have had the same under consideration and have instructed me to report the same back, with the recommendation that it be laid on the table, with leave for motion to recommit.

The report of the committee was concurred in, and the resolution laid on the table.

Mr. Haines, from the committee on counties and township organization, submitted the following report:

The committee on counties and township organization, to whom was referred the resolution of Mr. Pritchard relating to the "exempting all lands in this State from assessment and taxation when used by the public as a road or highway," have had the same under consideration, and have instructed me to report the same back and ask to be discharged from further consideration thereof.

The report of the committee was concurred in, and,

On motion of Mr. Haines,

The resolution was referred to the committee on revenue.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 5, for "An act authorizing the State Treasurer and Auditor to purchase coin."

Mr. Springer submitted the following:

Resolved, That the committee on municipal affairs be requested to amend section two of the bill to provide for the sale of real estate for the non-payment of municipal taxes, by adding thereto the following provision: *Provided*, that in counties in which the net emoluments of the County Treasurers or Sheriffs, for collecting State and county revenue, exceed the sum of three thousand dollars, there shall be no additional fees or emoluments charged or allowed to such officers for performing the duties required by this act.

On motion of Mr. Morrison of Monroe,
The resolution was referred to the committee on municipal affairs.

On motion of Mr. King of Cook,
It was

Resolved, That the committee on fees and salaries be and hereby is allowed a clerk.

Mr. Turner submitted the following :

Resolved, That the use of this hall be and hereby is granted to Miss Linda Gilbert on Monday evening, February 6th, to deliver a lecture upon the subject of prison reform.

Mr. Campbell moved the previous question.

And the question being, " Shall the main question be now put ?" it was agreed to.

The question being upon the adoption of the resolution, it was agreed to.

On motion of Mr. Cary,
It was

Resolved, That religious services may be held in this hall on Sunday evenings, until otherwise ordered, under the direction of Rev. Mr. Robertson, pastor of the Second Presbyterian Church, of this city.

Mr. Manley submitted the following :

Resolved, That it is the sense of this House that all bills, petitions or resolutions that are offered by a member of this House, and referred to a committee, shall be acted on and reported back by said committee within twelve days after such bill, petition or resolution is so referred, unless prevented by adjournment.

On motion of Mr. Cummings,
The resolution was referred to the committee on rules.

Mr. Powell submitted the following :

Resolved, That the committee on education be requested to inquire into the expediency of the passage of a law requiring the county superintendents of public instruction in this State, who are elected hereafter, to procure from the Superintendent of Public Instruction of this State, a certificate of qualification, before they are authorized to qualify to office.

Pending the consideration of which,

The Speaker announced that the hour had arrived for the special order, being the consideration of a resolution by Mr. Short, and pending amendments thereto, and also a report from the committee on contingent expenses, all of which related to the purchase of stationery for the use of committees of this House.

On motion of Mr. Haines,

The special order was laid upon the table, with leave to take up at any time in the order of resolutions.

On motion of Mr. Campbell,

The resolution submitted by Mr. Powell was referred to the committee on education.

Leave of absence was granted to Mr. Short, on account of sickness in his family.

Mr. Gillham submitted the following :

WHEREAS there are large tracts of valuable territory situated on the margins of our various rivers, that are subject to annual inundation by said rivers ; and whereas said tributaries or margins have become densely populated and extensively improved ; and whereas under various acts of the General Assembly of this State, companies were incorporated with power to levy tax to build and construct levees and drains for the protection of the lives, health and property of said population ; and whereas said companies, under said corporate acts, have expended large sums of money in the construction of levees and drains, amounting to many thousands of dollars ; and whereas the Supreme Court has decided said acts of incorporation unconstitutional, and consequently void, thereby leaving said population without power to either increase or keep in repair the aforesaid levees and drains already built and exposed to destruction by overflow, in case of which the loss of both life and property would be terrible indeed ; therefore,

Resolved, That the committee on drainage be requested and are hereby instructed to take this matter under consideration, and after having ascertained all the facts relative thereto, shall prepare, or cause to be prepared, a bill for a general law for the relief of the aforesaid localities, and report the same to this House.

On motion of Mr. Morgan,
Said resolution was referred to the committee on drainage.

Mr. Landrum submitted the following :

Resolved, That the committee on education be requested to inquire into the propriety of repealing so much of the school law as is now in force allowing teachers pay while attending teachers' county institutes and holidays.

Which was referred to the committee on education.

Mr. Kelley submitted the following :

Resolved, That the committee on counties and township organization be instructed to inquire into the propriety of reporting a bill for an act to repeal all laws exempting any city in the county of Adams from the payment of county taxes, so that the assessment of taxes in said county shall be equal.

Which was referred to the committee on counties and township organization.

Mr. Rice of Sangamon submitted the following :

Resolved, That the committee on finance be and is hereby instructed to proceed, immediately upon the passage of this resolution, to the office of the State Treasurer, and to count the money found therein, and to report to this House the amount and kinds of funds in said treasury ; and also whether any funds belonging to the State are now or have been on deposit in any bank in this State or elsewhere. That said committee have power to examine witnesses and to send for persons and papers.

Mr. Miller of St. Clair moved to refer said resolution to the committee on finance.

Mr. Cavan moved the previous question.

And the question being, " Shall the main question be now put ? " it was agreed to.

The question being upon the motion of Miller of St. Clair, to refer said resolution to the committee on finance,

| | | | |
|------------------------------------|---|-----------|----|
| It was decided in the affirmative, | { | Yeas..... | 89 |
| | | Nays..... | 63 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Foss,

Messrs. Frew,
Fuller,
Funk,
Galbraith,
Gallagher,
Galloway,
Gass,
Haines,
Hawes,
Heasfield,
Hickox,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Mayo,
McConnell,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,

Messrs. Pixley,
Powell,
Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Walte,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Cummings,
Cunningham,
Easley,
Edgecomb,
Elder,
Finley,
Fonke,
Gaines,
Gillham,
Hall,

Messrs. Hay,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knobles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Nelson,
Phillips,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

So the resolution was referred to the committee on finance.

Mr. Riggs submitted the following :

WHEREAS the Auditor states in his report of 1870, that under some of the provisions of "An act of April 16, 1869, providing for the payment of the railroad debts of counties, townships, cities and towns," there is great uncertainty in regard to his duties; that owing to such uncertainty, and lest he should do a great wrong, he has deemed it best to do nothing; therefore,

Resolved, That the committee on judiciary be instructed to investigate the matter immediately, and report a bill to this House to dispel the uncertainties in regard to the duties of the Auditor under the provisions of said act.

On motion of Mr. Haines,

Said resolution was referred to the committee on judiciary.

Mr. Roessler submitted the following :

Resolved, That the committee on judiciary be and is hereby instructed to inquire into the expediency of passing a law authorizing wives, parents or children of intoxicated persons, or any other person injured, to sue and recover from the party who sold the liquor to such intoxicated persons, all damages that may accrue from any act of such intoxicated person, while so intoxicated; and that they report by bill or otherwise.

On motion of Mr. Haines,

The said resolution was referred to the committee on judiciary.

The Speaker appointed as joint committee on enrolled and engrossed bills, on the part of the House, Messrs. Jones of Marshall, Vocke and Lee.

On motion of Mr. Hinchcliffe,

At 12:20 o'clock P. M., the House adjourned.

THURSDAY, FEBRUARY 2, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of yesterday was read.

On motion of Mr. Cummings,

The rules were suspended, and Mr. Rives' proposed amendment to the rules was taken up.

On motion of Mr. Haines,

Said proposed amendment to the rules was referred to the committee on rules.

Mr. Carle presented a petition of D. Logan and fifty other citizens of DeWitt county, praying for the change of the name of a town mentioned therein; which was

Referred to the committee on corporations.

Mr. Dodge, from the committee on agriculture, submitted the following report:

The committee on agriculture, to whom was referred House bill, No. 104, for "An act to prevent trespassing upon the inclosures of another," have had the same under consideration, and have instructed me to report the same back with amendment, and recommend its passage as amended.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Dodge,

The rules were suspended, and the bill was read a first time, and

Ordered to a second reading.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to whom was referred House bill, No. 21, for "An act to incorporate the Alton Roman Catholic Total Abstinence and Benevolent Society," having considered the same, beg leave to report that in their opinion the objects sought to be obtained by said bill may be incorporated in a general law. They report the same back to the House, and ask to be discharged from its further consideration.

The report of the committee was concurred in, and the committee discharged from the further consideration thereof.

Mr. Waite, from the committee on municipal affairs, submitted the following report:

The standing committee on municipal affairs have had under consideration House bill, No. 54, for "An act to repeal section 41 of an

act entitled 'an act to incorporate the town of Chebanse,' " and would report the same back to this House, and recommend that the same be referred to the committee on counties and township organization. The reason why we so recommend it to be referred is, that as the bill now stands it is, in the opinion of your committee, in conflict with section 22, article 4 of the Constitution, and the committee on counties and township organization may, by proper bill, afford the desired relief.

The report of the committee was concurred in, and the bill

Referred to the committee on counties and township organization.

Mr. Dodge, from the committee on agriculture, submitted the following report :

The committee on agriculture, to whom was referred House bill, No. 118, for "An act to legalize the organization of agricultural societies," have had the same under consideration, and have instructed me to report the same back with amendment, and recommend its passage as amended.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Mayo, from the committee on finance, submitted the following report :

The finance committee, to whom was referred House bill, No. 1, for "An act to provide for the payment of the State debt," direct me to report that they have considered the same; that the necessities for said bill have been supplied by the passage of Senate bill No. 5, and recommend that said House bill do not pass, and ask that the committee be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Mayo, from the committee on finance, submitted the following report :

The committee on finance, to whom was referred the resolution in relation to enacting a law requiring the legal voters under forty-five years of age, to contribute a moiety of tax *per capita*, for the support of the government of the State of Illinois, not exceeding one dollar and fifty cents per annum, direct me to report the same back, with the recommendation that it be rejected, and ask that the committee be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Mayo, from the committee on finance, submitted the following report :

The finance committee, to whom was referred the resolution in relation to "the expediency of repealing the present laws of the State, regulating the interest on money, and to adopt one making six per centum per annum the legal rate of interest in all cases where no rate is specified, and legalizing all specified rates in written contracts," direct me to report that they have had the same under consideration, and recommend that no further action be had thereon, and that the committee be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Galbraith, from the committee on federal relations, submitted the following report:

The committee on federal relations, to whom was referred the preamble and resolution of Mr. Merritt, beg leave to report that they have had the same under consideration, and report them back with the following substitute, and ask that it be considered under the special order of to-day, at half-past 2 o'clock P. M.

Substitute for Mr. Merritt's resolution:

WHEREAS the interests of the people of the whole country demand a reduction of taxation, both by internal revenue and tariffs; therefore,

Resolved by this House, the Senate concurring, That our Senators and Representatives in Congress be instructed to fully recognize, in all legislation upon the subject of revenue and taxation, the following, to-wit: "That as taxation is a pecuniary burden imposed by public authority on the property of the people, for the maintenance of the government, the payment of its debts, and the promotion of the general welfare, Congress ought not to tax the substance or the earnings of the citizen for any other purpose than those above indicated, and it is wrongful and oppressive to enact revenue laws for the special advantage of one branch of business at the expense of another; and that the best system of protection to industry is that which imposes the lightest burdens and the fewest restrictions in the property and business of the people, and promotes the prosperity of all."

The report of the committee was concurred in, and said substitute was made the special order of to-day, at half-past 2 o'clock P. M.

On motion of Mr. King of Cook,

It was

Resolved, That the committee on contingent expenses be and hereby is respectfully requested to inform this House by what authority the money of the State is expended in placing ink and inkstands on the desks of the several members of this House.

Mr. King of Cook submitted the following, and on his motion, it was referred to the committee on judiciary:

Resolved, That in all criminal trials before a jury, when the evidence is concluded, unless the case be submitted without argument, the district attorney must commence, and the defendant, or his attorney, may conclude the argument to the jury.

Resolved, That no trust deed or mortgage of real estate or instrument operating as or having the legal effect of a mortgage of real estate, hereafter executed, shall authorize the trustee or mortgagee to sell the encumbered premises; but every such instrument shall be enforced, and sales be made only under judicial proceedings.

Mr. King of Jersey submitted the following:

Resolved, That the Secretary of State be required to furnish to each chairman of the several committees of this House, one copy of the latest compilation or revision of the Statutes of this State for the use of said several standing committees, and that he take the receipt of each of said chairmen of the several committees therefor; and that after the adjournment of this Legislature, each one of said copies of the Statutes be returned by the chairmen of said committees, and by the Secretary of State preserved for the use of future General Assemblies.

On motion of Mr. Cummings,

Said resolution was referred to the committee on contingent expenses.

Mr. Root submitted the following :

WHEREAS it is impossible to transact the business of the House intelligently, or for committees to frame the general laws required by the constitution, without having access to the Statutes now in force; and whereas there are no copies of the same in the State Library to be obtained upon receipt of the members of the General Assembly; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be and he is hereby directed to purchase for the State Library fifty copies of Gross' Statutes, the same to be paid for when an appropriation shall be made by law for that purpose.

On motion of Mr. Root,

Said resolution was referred to the committee on contingent expenses.

Mr. Finley moved the reconsideration of the vote by which the said resolution was referred to the committee on contingent expenses; which motion was not agreed to.

Mr. Wright submitted the following :

Resolved, That the committee on judiciary take into consideration the expediency of enacting a law authorizing all defendants in criminal trials to be sworn as witnesses, and testify in their own behalf if they choose so to do; and that in the event they shall waive the right to become a witness in their own behalf, that said waiver shall not be construed to the detriment of such defendant.

Which was not agreed to.

Mr. Short called up the resolution and pending amendments, which were laid upon the table, with leave to call up under this order, which related to the purchase of necessary stationery for the use of committees of this House.

On motion of Mr. Short,

The following substitute for his resolution, offered by Mr. Finley, was laid upon the table :

Resolved, That the Secretary of State be and he is hereby authorized and requested to furnish all necessary stationery and blanks for the use of the clerk's of the standing committees of this House, upon the written order of such clerks; and that the Secretary of State be requested to report to this House the amounts, kinds and cost to the State, of the stationery heretofore furnished, and weekly hereafter to make report thereof, which report shall be spread upon the journal.

The question then recurred upon the adoption of the resolution offered by Mr. Cunningham, which is as follows :

Resolved by the House of Representatives, the Senate concurring herein, That it is the sense of this General Assembly that no stationery whatever can be furnished to the members or committees thereof at the expense of the State; and that the Secretary of State be and he is hereby requested to report to both houses the amount, kind and cost of all stationery heretofore furnished to the Clerks of the House, and to the Secretary and Clerks of the Senate since the commencement of this session, and weekly hereafter to make report thereof, which reports shall be spread upon the journals of the two houses.

Mr. Morrison of Cook moved the previous question upon the adoption of Mr. Cunningham's resolution.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon adoption of Mr. Cunningham's resolution,

It was decided in the negative, { Yeas 75
Nays 88

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Barnes,
Benson,
Berry,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dixon,
Dwight,
Easley,
Finley,
Fouke,
Frew,

Messrs. Fuller,
Gaines,
Galbraith,
Hall,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
Langston,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Mosse,

Messrs. Mussetter,
Phillips,
Rice of Sangamon,
Rich,
Riggs,
Rodgers of Platt,
Roe,
Root,
Reas,
Ryan,
Sage,
Sanford,
Schwartz,
Shelton of Warren,
Sherrill,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Trimble,
Turner,
Vennum,
Vocke,
Webb.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Austin,
Barrett,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dodge,
Edgcomb,
Efner,
Egan,
Elder,
Fleharty,
Foss,
Funk,
Gallagher,
Gass,
Gillham,

Messrs. Galloway,
Haines,
Hawes,
Headfield,
Herdman,
Hickox,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Landrum,
Latimer,
Massenburg,
Mason,
Mayo,
McConnell,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Morgan,
Nelson,
North,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Reece,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Rowley,
Shaw,
Senne,
Sheldon of Champaign,
Short,
Smith of Ogle,
Sullivan,
Townsend,
Walta,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the resolution of Mr. Cunningham was not agreed to.

Mr. Short, by leave of the House, amended his resolution so that it should read as follows :

Resolved, That the Secretary of State be and he is hereby directed to furnish to the Clerk of the House all the stationery necessary for the use of the committees of the House while in session for the transaction of public business; that on receiving the stationery from the Secretary of State, the Clerk shall receipt therefor. And when stationery is required by the several committees, the chairman thereof shall receipt therefor to the Clerk; and the Secretary of State be requested to report to this House the amounts, kinds and cost to the State, of the stationery heretofore furnished, and weekly hereafter to make report thereof, which report shall be spread upon the journal.

Mr. Springer moved to strike out the last clause of Mr. Short's resolution, and insert the following :

"That the Secretary of State be and he is hereby requested to report to this House the amounts, kinds and costs to the State of the

stationery heretofore furnished the Clerk of the House and Clerk of the Senate, and the amount thereof charged to the State on account of the General Assembly; and weekly hereafter to make such reports, which shall be spread upon the journals of the House.

Which motion was agreed to.

Mr. Phillips submitted the following substitute for the resolution; which, on motion of Mr. Springer, was laid upon the table:

Resolved, That the clerks of the several committees of this House be furnished the stationery necessary for the use of their several committees, on their orders, indorsed by the chairman of such committees; which requisitions for stationery shall be examined by the committee on contingent expenses for this House; and if indorsed by that committee, shall be furnished by the Secretary of State.

The question then recurring upon the adoption of the resolution as amended,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas..... | 79 |
| | | Nays | 88 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barrett,
Boyd,
Brayton,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Carle,
Carpenter,
Casey of Shelby,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dodge,
Edgcomb,
Efner,
Egan,

Messrs. Elder,
Fleharty,
Funk,
Gallagher,
Gillham,
Galloway,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hunter,
Johnston,
Jones of Marshall,
King of Jersey,
Knoles,
Koerner,
Landrum,
Latimer,
Lee,
Massenberg,
Mason,
McMillan,
Miller of Kane,
Morgan,

Messrs. Nelson,
North,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Richardson,
Roberts,
Rodgers of Madison,
Roessler,
Rowley,
Shaw,
Sheldon of Champaign,
Short,
Smith of Ogle,
Townsend,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Benson,
Berry,
Braidon,
Briscoe,
Burnside,
Campbell,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dixon,
Dwight,
Easley,
Finley,
Fouke,
Frew,
Fuller,

Messrs. Gaines,
Galbraith,
Gass,
Hall,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
Langsten,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McElwee,
McMasters,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,

Messrs. Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Olson,
Phelps,
Phillips,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Rodgers of Platt,
Roe,
Root,
Ross,
Ryan,
Sage,
Sanford,
Schwartz,
Senne,

Messrs. Shelton of Warren,
Sherrill,
Springer,
Stewart,
Stillwell,
Strong,

Messrs. Sullivan,
Taylor,
Trimble,
Turner,
Vennum,

Messrs. Voeke,
Walte,
Waters,
Watkins,
Webb.

So the resolution of Mr. Short, as amended, was disagreed to.

Mr. Springer moved to reconsider the vote by which the resolution was not agreed to, and then moved to lay that motion on the table; which motion was agreed to.

The Speaker laid before the House a report from the commissioners appointed to revise the statutes, which report was referred to appropriate committees, as follows:

"Marks and brands," to agriculture.

"Names," to judiciary.

"Swamp lands," to drainage.

"Drovers," to agriculture.

"Toll-bridges," to roads, highways and bridges.

"Roads and bridges," to roads, highways and bridges.

"Game," to miscellaneous subjects.

"Garnishment," to judiciary.

"Master in chancery," to judiciary.

"Insolvent debtors," to judiciary.

On motion of Mr. King of Cook,

At 1 o'clock P. M., the House adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Leave of absence until next Wednesday was granted Mr. Goodell.

The Speaker announced that the hour had arrived for the consideration of the special order, being Mr. Roberts' resolution on the tariff question and Mr. Dixon's substitute, together with Mr. Morrison's amendments to Mr. Dixon's substitute.

Mr. Dixon moved to lay the amendment of Mr. Morrison of Monroe on the table, which

| | | |
|---------------------------------|-------------|----|
| Was decided in the affirmative, | { Yeas..... | 84 |
| | { Nays..... | 72 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,
Brown of Bend,
Brown of Massac,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,

Messrs. Cloud of Macoupin,
Clow,
Collins,
Crouch,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Einer,
Egan,
Fleharty,
Frew,

Messrs. Fuller,
Funk,
Galbraith,
Galloway,
Gass,
Haines,
Hawes,
Hickox,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,

Messrs. Koerner,
Latimer,
Mason,
Mayo,
McConnel,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Olson,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sanford,
Sonne,
Sherrill,
Short,
Smith of Ogle,

Messrs. Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Gaines,
Gillham,
Hall,
Hay,
Herdman,
Hinchcliffe,
Hundley,
Jeffries,
Kelly,
Kenny,
King of Jersey,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Messrs. Morrison of Monroe,
Morse,
Mussetter,
Nelson,
North,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

So the motion to lay Mr. Morrison's amendment on the table, was agreed to.

Mr. Springer submitted the following amendment to Mr. Dixon's substitute :

Strike out "and that the best system of protection to industry is that which imposes the lightest burdens and the fewest restrictions in the property and business of the people and promotes the prosperity of all," and insert "and that all systems of taxation for protection, and all class legislation and monopolies, are wrong in principle and contrary to the spirit of our free institutions."

Mr. Springer moved the previous question upon the adoption of the amendment.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

Mr. Haines, at 5:05 P. M., moved that the House adjourn.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas..... 74
Nays..... 83

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Braiden,
Brayton,

Messrs. Brown of Bond,
Brown of Massac,
Campbell,
Carpenter,
Cary,

Messrs. Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,

Messrs. Daniels,
Davis,
Derrickson,
Dodge,
Efner,
Fleharty,
Fuller,
Funk,
Galbraith,
Galloway,
Gass,
Goodell,
Haines,
Hawes,
Hickox,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,

Messrs. Koerner,
Latimer,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Mofft,
Morgan,
Morris,
Morrison of Cook,
Olson,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,

Messrs. Rice of Peoria,
Root,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Townsend,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Caldwell,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dixon,
Dwight,
Easley,
Edgcomb,
Egan,
Elder,
Finley,
Fouke,

Messrs. Frew,
Gaines,
Gillham,
Hall,
Hay,
Herdman,
Hinchclife,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,
Musetter,

Messrs. Nelson,
North,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Piatt,
Roessler,
Ross,
Rowley,
Sage,
Sherrill,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Trimble,
Turner,
Webb.

So the motion to adjourn was not agreed to.

The question then recurring upon the adoption of Mr. Springer's amendment,

It was decided in the negative, { Yeas..... 72
Nays 84

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Gaines,

Messrs. Gillham,
Hall,
Hay,
Herdman,
Hinchclife,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Musetter,
Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Rowley,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Adams,
Austin,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Fieharty,
Frew,
Fuller,

Messrs. Funk,
Galbraith,
Galloway,
Gass,
Haines,
Hawes,
Heasfield,
Hickox,
Humphrey,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
North,
Olson,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Root,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the amendment of Mr. Springer was not agreed to.

The question being upon the adoption of Mr. Dixon's substitute for Mr. Roberts' resolution,

It was decided in the affirmative, { Yeas 86
Nays 26

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Barrett,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Fieharty,
Frew,
Fuller,

Messrs. Funk,
Galbraith,
Galloway,
Gass,
Haines,
Heasfield,
Hickox,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
North,
Olson,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roessler,
Root,
Rowley,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Benson,
Brooks,
Burnside,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Hall,
Hinchcliffe,
Jones of Crawford,

Messrs. Kenny,
Langston,
Leith,
Manley,
Morrill,
Morrison of Monroe,
Musetter,
Ralls,
Reise of Logan,

Messrs. Rice of Sangamon,
Rich,
Roberts,
Sage,
Taylor,
Trimble,
Turner,
Webb.

So the substitute offered by Mr. Dixon, was agreed to.

Mr. Cary moved the adoption of the resolution of Mr. Roberts, as amended ; which motion was agreed to.

Mr. Dixon moved the reconsideration of the vote by which the resolution was adopted, and then moved to lay that motion on the table ; which motion was agreed to.

On motion of Mr. Springer,
At 6:10 o'clock P. M., the House adjourned.

FRIDAY, FEBRUARY 3, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Dr. Hale.

The journal of yesterday was read.

Leave of absence until Tuesday next was granted to Messrs. King of Cook, Townsend, Strong, Easter, Knowles, Merritt, Haines, Morrill, Allen, Cummings and Roessler.

Leave of absence was granted to the committee on public charities, to visit state institutions at such times as the committee may deem it essential to the public interests ; notice of such absence to be given to the Clerk of the House by the chairman of the committee.

Mr. Hinchcliffe presented a petition of a number of citizens of Will county, praying for the passage of a bill for "An act to provide for the health and safety of persons employed in coal mines," heretofore introduced ; which was

Referred to the committee on mines and mining.

Mr. Morrill presented a petition from S. Datin and others, asking for the passage of a law prohibiting domestic animals from running at large ; which was

Referred to the committee on agriculture.

Mr. Williams presented a petition from L. S. Pennington and other citizens of Illinois, asking that the laws of the State regulating the running at large of domestic animals, be so made as to require every man to take care of his own animals in such manner as shall prevent them from trespassing upon the land of others ; which was

Referred to the committee on agriculture.

Mr. Riggs presented a petition from W. W. Chapman in relation to the publication of Illinois Reports ; which was

Referred to the committee on judiciary.

Mr. Jones of Crawford presented a petition of Joseph J. Petrie, Esq., in relation to a joint resolution, heretofore introduced in this House and referred to the committee on federal relations ; which was

Referred to the committee on federal relations.

Mr. Powell, from the committee on miscellaneous subjects, to which was referred House bill, No. 47, for "An act regulating the practice of medicine and surgery in the State of Illinois," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill Ordered to be considered in the committee of the whole.

On motion of Mr. Roe,
Five hundred copies of the bill were ordered printed.

On motion of Mr. Haines,
The rules were suspended, and three hundred copies of House bill, No. 43, for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,'" were ordered printed.

Mr. Miller of St. Clair submitted the following:

Resolved, That the judiciary committee be requested to inquire into the practicability of amending the law so that no deed or other conveyance be admitted to record, unless certified by the county clerk that all the taxes are paid up to date of application.

Which was referred to the committee on judiciary.

Mr. Lee submitted the following:

Resolved, That the committee on judiciary be and they are hereby instructed to report, at the earliest moment, a bill to compel all hotel and tavern proprietors in this State, to provide for their guests, easy and convenient modes of escape from their buildings in case of fire; and incorporate in said bill a heavy penalty upon a non-compliance within a certain period.

Which was referred to the committee on public buildings.

Mr. Cummings submitted the following:

Resolved, That the committee on miscellaneous subjects be and is hereby requested to inquire into the expediency of so amending the homestead law as to exempt two thousand dollars; and report by bill or otherwise.

Which was referred to the committee on miscellaneous subjects.

Mr. Cummings submitted the following:

Resolved, That the committee on agriculture be requested to inquire into the expediency of so amending the law entitled "mills and millers," that they will be protected from excessive rates of toll; and report by bill or otherwise.

Which was referred to the committee on agriculture.

Mr. Powell submitted the following:

Resolved, That the committee on judicial department be required to inquire into the expediency of the passage of a law that will more effectively prevent hunting and shooting upon the Sabbath.

Which was referred to the committee on judiciary.

Mr. Crouch submitted the following:

Resolved, That the committee on revenue be instructed to inquire whether any legislation is necessary in order to secure the more just assessment and collection of taxes from the railroad bridges now built, or being built, across the Mississippi river.

Which was referred to the committee on revenue.

Mr. Williams moved the suspension of the rules, for the purpose of taking up Senate message relating to reporting.

Mr. McMillan moved to lay the motion of Mr. Williams on the table.

The question being, "Shall Mr. Williams' motion be laid on the table?"

It was decided in the negative, { Yeas..... 63
Nays 94

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Barnes,
Beason,
Berry,
Bralden,
Briscoe,
Brooks,
Brown of Bond,
Burnside,
Carle,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,

Messrs. Galbraith,
Galloway,
Hall,
Hickox,
Humphrey,
Jeffries,
Jones of Marshall,
Kelly,
King of Cook,
King of Jersey,
Latimer,
Manley,
McConnell,
McElwee,
McEwen,
McMillan,
Meeker,
Moffit,
Morrison of Cook,
Morrison of Monroe,
Morre,

Messrs. Mussetter,
Reese,
Rice of Sangamon,
Riggs,
Root,
Rowley,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stewart,
Stillwell,
Sullivan,
Taylor,
Vennum,
Vocke,
Waite,
Webb,
Mr. Speaker.

Those voting in the negative are,

Messrs. Austin,
Ayres,
Barr,
Barrett,
Boyd,
Brayton,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Casey of Shelby,
Clark of Kane,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dodge,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Fouke,
Fuller,
Funk,
Gillham,
Haines,

Messrs. Hawes,
Hay,
Headfield,
Herdman,
Hinchcliffe,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kenny,
Knoles,
Koerner,
Landrum,
Langston,
Lee,
Leith,
Massenberg,
Mayo,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Morgan,
Morrill,
Morris,
Nelson,
North,
Olson,
PHELPS,

Messrs. Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralla,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Ross,
Sage,
Shaw,
Sheldon of Champaign,
Short,
Trimble,
Turner,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the motion to lay on the table was not agreed to.

The question being upon the suspension of the rules,
Two-thirds not voting in the affirmative,

It was not agreed to, { Yeas..... 81
Nays 69

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Ayres,
Barrett,
Boyd,
Brayton,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,

Messrs. Caldwell,
Campbell,
Carpenter,
Casey of Jefferson,
Cavan,
Clark of Kane,
Clow,
Collins,
Crouch,

Messrs. Davis,
Derrickson,
Dodge,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,

Messrs. Fouke,
Fuller,
Funk,
Gillham,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hocheliff,
Hundley,
Johnston,
Jones of Crawford,
Knoles,
Landrum,
Langston,
Latimer,
Lee,

Messrs. Massenberg,
Mayo,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Morgan,
Morris,
Nelson,
North,
Olson,
Phillips,
Powell,
Pritchard,
Price,
Ralls,
Reinhardt,
Reise of Logan,

Messrs. Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Roessler,
Rosa,
Shaw,
Sheldon of Champaign,
Sherrill,
Short,
Smith of Ogle,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Benson,
Berry,
Braiden,
Briscoe,
Burnside,
Carle,
Cary,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dixon,
Dwight,
Galbraith,
Galloway,
Hall,
Hickox,
Humphrey,

Messrs. Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Leith,
Manley,
McConnell,
McElvain,
McElwee,
McMasters,
McMillan,
Meeker,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Phelps,
Pixley,

Messrs. Reese,
Rich,
Riggs,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sage,
Sanford,
Senne,
Shelton of Warren,
Stewart,
Stillwell,
Sullivan,
Taylor,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Webb,
Mr. Speaker.

So the motion to suspend the rules was not agreed to.

Leave of absence, until next Tuesday, was granted to Mr. Vocke.

Mr. Pritchard submitted the following :

WHEREAS it happens, from time to time, that prisoners are discharged from our state penitentiary who have lost a portion of their good time (as it is called) on account of some slight misdemeanor, and consequently cannot obtain a certificate that will, under our present law, restore them to citizenship; and, whereas individuals are so discharged, who in reality, have become reformed persons, and consequently should be encouraged in such reformation by being restored to the rights of a citizen at once; therefore,

Resolved, That the committee on penitentiary be and hereby is instructed to present a bill to this House for an act providing that persons who may be discharged from confinement in the state penitentiary, with such disqualification for citizenship, may be restored to the rights of a citizen upon the recommendation of the warden and chaplain of the penitentiary, or in some other way, if thought best by said committee.

Which was referred to the committee on penitentiary.

Mr. Pritchard submitted the following :

WHEREAS, dogs are a nuisance; and, whereas the keeping of sheep is one of the finest and most useful pursuits the agriculturist can engage in; and, whereas it often occurs that large numbers of sheep are killed, in a single night, by prowling dogs; and, whereas justice demands that some indemnification should be had; and, whereas it is often impossible to ascertain the owner of such dogs, thereby precluding the possibility of the sheep raiser collecting damage for such wholesale destruction of his flock; therefore,

Resolved, That the committee on counties and township organization be and hereby is instructed to prepare a bill for an act providing that a tax be collected

from all owners of dogs in this State for the formation of a fund out of which sheep raisers may be indemnified (whenever proper proof is made) against loss sustained by the depredations of such unknown and ownerless dogs.

Which was referred to the committee on agriculture.

Mr. Gillham submitted the following:

Resolved, That the judiciary committee be requested to report an act prohibiting the destruction of highways across railroads, by either empty or loaded cars, passenger, freight or construction trains.

Which was referred to the committee on judiciary.

Mr. Cavan submitted the following:

Resolved, That it is the sense of this House that no time should be wasted in the discussion of questions of a political character, but that all the time of this General Assembly should be strictly devoted to the enacting of good and wholesome laws for the government of the people of this State.

Mr. North moved to lay said resolution on the table.

The question being upon laying the resolution on the table,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas | 73 |
| | | Nays | 78 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barner,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Caldwell,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Maconpin,
Cloud of Morgan,
Clow,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,

Messrs. Fuller,
Gillham,
Hall,
Hay,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
Knoles,
Koerner,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,

Messrs. Morray,
Morrill,
Morrison of Monroe,
Moree,
Mussetter,
Nelson,
North,
Phillips,
Reese of Logan,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Austin,
Berry,
Braiden,
Brayton,
Brown of Massac,
Burley,
Burnside,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Eber,

Messrs. Egan,
Fiehart,
Frew,
Funk,
Galbraith,
Haines,
Hawes,
Heafield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Latimer,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,

Messrs. Morgan,
Morris,
Morrison of Cook,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Ryan,
Sanford,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,

Messrs. Stillwell,
Strong,
Sullivan,
Vennum,

Messrs. Waite,
Waters,
Whitney,
Williams.

Messrs. Williamson,
Wight,
Wright,
Mr. Speaker.

So the motion to lay on the table was not agreed to.

Mr. Landrum moved the reference of Mr. Cavan's resolution to the committee on federal relations.

The question being upon the reference of said resolution to the committee on federal relations,

It was decided in the affirmative, { Yeas 80
Nays 72

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Briscoe,
Brooks,
Burley,
Caldwell,
Campbell,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Clow,
Cofer,
Cummings,
Cunningham,
Dixon,
Dodge,
Dwight,
Easley,
Edgcomb,
Elder,

Messrs. Finley,
Fuller,
Gillham,
Hall,
Herdman,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kenny,
Knoles,
Koerner,
Landrum,
Langston,
Lee,
Leith,
Manley,
Massenberg,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Murray,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Musssetter,
Nelson,
North,
Phelps,
Phillips,
Price,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Sage,
Sherrill,
Stewart,
Sullivan,
Taylor,
Trimble,
Turner,
Webb.

Those voting in the negative are,

Messrs. Austin,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Burnside,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Collins,
Crouch,
Curtis,
Daniels,
Davis,
Efner,
Egan,
Fiehart,
Fouke,
Frew,
Funk,
Gass,

Messrs. Hawes,
Heafield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
King of Jersey,
Latimer,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Olson,
Pixley,
Powell,
Pritchard,

Messrs. Reinhardt,
Rice of Peoria,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Springer,
Stillwell,
Vennum,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the motion to refer the resolution to the committee on federal relations, was agreed to.

The Speaker laid before the House the following report from the commissioners appointed to revise the public statutes; which was
Referred to the committee on judiciary.

To the Honorable the House of Representatives of the State of Illinois :

The undersigned, commissioners appointed to revise the public statutes of the State of Illinois, would further report, for your consideration, our revision of the following chapters, to-wit :

“Charitable uses.”

“Escheats.”

“Forcible entry and detainer.”

All of which is respectfully submitted.

H. B. HURD,
M. SCHAEFFER,
WM. E. NELSON,
Commissioners.

On motion of Mr. Campbell,

The House proceeded to the next order of business.

The report of the committee on rules was taken up.

On motion of Mr. Sheldon,

The following proposed amendment by the committee to rule 58, was adopted :

58. When a bill is introduced, its mover shall announce the committee to which he desires it to be referred, and that fact shall be indorsed on the back of the bill. And it shall be in order for the House to amend such proposed reference at the time of introduction ; at which time, the title of the bill only need be read. But the House may suspend this rule, by a majority vote, and then the bill shall be read at large at once.

Mr. Barnes introduced

House bill, No. 121, for “An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library.”

Which was referred to the committee on state institutions.

Mr. Barnes introduced

House bill, No. 122, for “An act detaching the west half of section seven (7), township fifteen (15) north, range nine (9) west of the third principal meridian, in the county of Morgan, from School District No. (2) two, in said township, and attaching the same to School District No. one (1), township number fifteen (15) north, range ten (10) west of the third principal meridian.”

Which was referred to the committee on education.

Mr. Burley introduced

House bill, No. 123, for “An act to provide for the enlargement and completion of public parks and the management thereof.”

Which was referred to the committee on municipal affairs.

Mr. Burley introduced

House bill, No. 124, for “An act to divide cities of this State into classes.”

Which was referred to the committee on municipal affairs.

Mr. Brown of Massac introduced
House bill, No. 125, for "An act to provide stationery and postage for the use of committees."

Which was referred to the committee on finance.

Mr. Campbell introduced
House bill, No. 126, for "An act to define vagrancy and provide for its punishment."

Which was referred to the committee on judiciary.

Mr. Campbell introduced
House bill, No. 127, for "An act to define and punish vagrancy in cities of more than ——— thousand inhabitants."

Which was referred to the committee on judiciary.

Mr. Dwight introduced
House bill, No. 128, for "An act to amend section thirteen (13) of chapter eighty-three (83) of Gross' Statutes, entitled 'Practice.'"

Which was referred to the committee on judiciary.

Mr. Dixon introduced
House bill, No. 129, for "An act to provide for the punishment of petit larceny in cities of more than ——— thousand inhabitants, and to provide for the punishment of the same."

Which was referred to the committee on judiciary.

Mr. Jones of Crawford introduced
House bill, No. 130, for "An act to authorize the construction of levees."

Which was referred to the committee on corporations.

On motion of Mr. Gillham,
The rules were suspended, and
The bill was ordered printed.

Mr. Knoles introduced
House bill, No. 131, for "An act providing for the location and establishment of public highways and county lines between counties not under township organization and counties under township organization."

Which was referred to the committee on roads, highways and bridges.

Mr. Leith introduced
House bill, No. 132, for "An act to provide for the working of public roads and highways."

Which was referred to the committee on roads, highways and bridges.

Mr. McElwee introduced
House bill, No. 133, for "An act for the perfecting of records of title to real estate within the limits of the State of Illinois."

Which was referred to the committee on judiciary.

Mr. McMillan introduced
House bill, No. 134, for "An act to enable cities and towns to take up and cancel outstanding bonds, and to fund their indebtedness at a lower rate of interest."

Which was referred to the committee on municipal affairs.

Mr. Moffit introduced

House bill, No. 135, for "An act to purchase the fossil remains of a mastodon."

Which was referred to the committee on geological survey.

Mr. Morrill introduced

House bill, No. 136, for "An act to establish rates of charges for the transportation of freights on railroads in this State."

Mr. Morrill moved to suspend the rules, in order that 500 copies of this bill might be ordered printed; and also that 500 copies of House bill, No. 41, for "An act to determine the mode of estimating freight charges upon railroads, and for punishing violations thereof," be ordered printed.

Mr. Cary moved to refer the bill first named to the committee on railroads; which motion was not agreed to.

The question being upon Mr. Morrill's motion to suspend the rules and to print, it was agreed to.

Mr. Olson introduced

House bill, No. 137, for "An act to protect contractors, sub-contractors and laborers in their claims against railroad companies or corporations, contractors and sub-contractors."

Which was referred to the committee on judiciary.

Mr. Phelps introduced

House bill, No. 138, for "An act relative to public parks and boulevards located in one or more towns."

Which was referred to the committee on municipal affairs.

Mr. Rives introduced

House bill, No. 139, for "An act to amend section four of an act entitled 'an act relating to county and city debts, and to provide for the payment thereof by taxation in such counties and cities,' approved February 13, 1865."

Which was referred to the committee on corporations.

Mr. Root introduced

House bill, No. 140, for "An act to regulate the hearing of cases in chancery."

Which was referred to the committee on judiciary.

Mr. Short introduced

House bill, No. 141, for "An act to exempt pensioners from road labor."

Which was referred to the committee on roads, highways and bridges.

Mr. Taylor introduced

House bill, No. 142, for "An act in relation to the altering, discontinuance, or laying out of roads on county lines between counties under township organization and counties not under township organization."

Which was referred to the committee on roads, highways and bridges.

Mr. Turner introduced

House bill, No. 143, for "An act to amend an act entitled 'an act to incorporate the Chicago Sorosis,' approved March 13, 1869."

Which was referred to the committee on corporations.

Mr. Waite introduced

House bill, No. 144, for "An act for the protection and security of the proprietors of the inns, hotels and boarding houses of this State, and to prevent fraud and fraudulent — upon and by the proprietors thereof."

Which was referred to the committee on judiciary.

Mr. Whitney introduced

House bill, No. 145, for "An act to render efficient the office of sealer of weights and measures."

Which was referred to the committee on counties and township organization.

Mr. Williamson introduced

House bill, No. 146, for "An act to amend an act entitled 'a bill for a general act of incorporation of agricultural and horticultural societies, and associations for improving the breeds of domestic animals,' approved February 15, 1855."

Which was referred to the committee on corporations.

Mr. Humphrey introduced

House bill, No. 147, for "An act to repeal an act entitled 'an act to locate a State road in the county of Cook,' approved April, 1869."

Which was referred to the committee on roads, highways and bridges.

Mr. Frew introduced

House bill, No. 148, for "An act to exempt personal property from levy and sale, in civil cases, as therein provided."

Which was referred to the committee on judiciary.

Mr. Jones of Marshall introduced

House bill, No. 149, for "An act to preserve the fish in the rivers of Illinois and their branches, and also in the Illinois and Michigan Canal."

Which was referred to the committee on miscellaneous subjects.

Mr. Campbell, at 12:25 o'clock P. M., moved that the House adjourn to 2:30 o'clock P. M.; which motion was not agreed to.

On motion of Mr. Olson,

At 12:30 o'clock P. M., the House adjourned.

SATURDAY, FEBRUARY 4, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was read.

Leave of absence, until Tuesday next, was granted to the following members: Messrs. Latimer, Morgan, Sanford, Sheldon, Landrum, and Short.

Mr. Turner presented a remonstrance from citizens and tax payers of the city of Freeport, against the passage of the bill known as the Mayors' bill; which was

Referred to the committee on municipal affairs.

Mr. McMasters presented sundry petitions from citizens of Spartanburg relative to the repeal of an act to establish the court of common pleas in said city; which was

Referred to the committee on judiciary.

Mr. Ralls, by leave, called up from the table House bill, No. 49, for "An act to vacate that part of the town plat of the town of Kaskaskia in Randolph county, known as Edwards' addition of said town;" and said bill was

Referred to the committee on municipal affairs.

Mr. Casey of Shelby presented a petition from citizens of Shelby county, asking that a law be passed restraining animals from running at large; which was

Referred to the committee on agriculture.

Mr. Daniels presented two petitions, from several hundred miners of Will and Grundy counties, praying for the passage of the bill now before the House, providing for the health and safety of persons employed in coal mines; which was

Referred to the committee on mines and mining.

Mr. Daniels presented a remonstrance from eighty citizens of Woodford county, against the passage of an act compelling the owners of deep shafts, to sink a second or escapement shaft; which was

Referred to the committee on mines and mining.

Mr. Cary, from the committee on judiciary, to whom was referred partial report of the commissioners to revise the statutes, reported back House bill, No. 150, for "An act in regard to attachments in courts of record;" which was

Ordered to a first reading.

Mr. Wight, from the committee on judicial department, submitted the following report:

The committee on judicial department, to whom was referred the resolution in relation to "the expediency of allowing a fair compensation to justices of the peace, police magistrates, constables and witnesses, in all criminal cases, whether the criminal be found guilty, bound over to the courts, or acquitted," direct me to report the same again to the House, with the recommendation that said resolution be referred to the committee on fees and salaries, and that the committee on judicial department be discharged from the further consideration of the same.

Which report was concurred in, and said resolution was

Referred to the committee on fees and salaries.

Mr. Egan, from the committee on rules, made the following report: Your committee on rules to which was referred Mr. Roe's resolution proposing to change rule 39, have had it under consideration, and directed me to report the same back and recommend its adoption.

The report of the committee was concurred in, and number 5, in the order of business, was made number 14.

Mr. Powell, from the committee on miscellaneous subjects, to which was referred House bill, No. 108, for "An act to protect game and fish and for other purposes," reported the same back, with amendment and recommended its passage as amended.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Stillwell, from the committee on contingent expenses, submitted
the following report :

To the Honorable, the House of Representatives of the State of Illinois :

The committee on contingent expenses having considered the resolutions offered in the House and referred to them, in reference to the purchase of statutes for the use of standing committees, have to report that, in the opinion of the committee, section 17 of article 4 of the constitution, prohibits the appropriation of money from the State treasury by resolution or joint resolution, for any purpose whatever, and therefore the passage of either or both of said resolutions would fail to accomplish the purpose intended. They therefore report them back with the recommendation that they be not adopted.

Respectfully submitted.

J. STILLWELL,
Chairman.

Feb. 4, 1871.

The report of the committee was concurred in, and the
Said resolutions were indefinitely postponed.

On motion of Mr. Lee,

The rules were suspended and the following bills, which had been ordered to a first reading, were referred to committees, as follows :

House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Referred to the committee on state institutions.

House bill, No. 78, for "An act to create the office of superintendent of mines, and prescribing his duties."

Referred to the committee on mines and mining.

House bill, No. 91, for "An act to enforce the contracts of married women."

Referred to the committee on judiciary.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to whom was referred House bill, No. 143, entitled "An act to amend an act entitled 'an act to incorporate the Chicago Sorosis,' approved March 13, 1869," have considered the same, and beg leave to report the same back, and recommend that it lie on the table, for the following reasons :

1st. The bill seeks to amend an act by reference to its title only.

2d. It provides that it shall take effect from and after its passage, and no emergency is stated either in the preamble or body of the bill.

3d. The object sought can be had under a general law for incorporating publishing companies.

O. F. PRICE,
Chairman.

The question being, "Will the House concur in the report?" it was not agreed to.

Mr. Watkins, from the committee on public buildings and grounds to whom was referred a resolution instructing said committee to inquire into the expediency of providing for the completion of the new State House sufficiently for the accommodation of the two houses at the next General Assembly, submitted a written report, together with a bill entitled "An act to provide for the speedy completion of the new State House."

Mr. Waite moved to refer the report and accompanying bill to the committee on appropriations; which motion was not agreed to.

Mr. Root moved that the report and the bill be printed, and that consideration be made the special order for Tuesday next, at eleven o'clock.

Mr. Henderson demanded a division of the question.

And the question being, "Shall the report and the bill be printed?" it was not agreed to.

Mr. Roe moved to amend the motion of Mr. Root, by substituting Monday for Tuesday; which motion was not agreed to.

The question recurring upon the motion of Mr. Root to make the report and bill the special order for Tuesday next at eleven o'clock, was agreed to.

And so the report and bill was made the special order for Tuesday next, at eleven o'clock A. M.

Mr. Sullivan moved to reconsider the vote by which two certain bills to-wit: House bill, No. 136, for "An act to establish rates and charges for transportation of freights on railroads in this State;" and House bill, No. 41, for "An act to determine the mode of estimating freight charges upon railroads, and for punishing violations thereof," were ordered printed.

Mr. Springer moved to lay the motion of Mr. Sullivan, to reconsider, upon the table.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas..... 36
Nays..... 31

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Benson,
Burnside,
Casey of Shelby,
Beasley,
Edgcomb,
Ehner,
Elder,
Finley,
Gillham,
Hay,
Hardman,

Messrs. Hinchcliff,
Hundley,
Johnson,
Jones of Crawford,
Jones of Marshall,
Kelley,
Massenberg,
Miller of Madison,
Morrill,
Morse,
Muscotter,
Nelson,

Messrs. North,
Balls,
Reese,
Reiss of Logan,
Richardson,
Rives,
Rodgers of Madison,
Rosa,
Rowley,
Sage,
Springer,
Trimble.

Those voting in the negative are,

Messrs. Adams,
Austin,
Berry,
Bryant,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,

Messrs. Carle,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Coker,

Messrs. Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dodge,
Dwight,
Egan,
Fisharty,
Fonke,
Fuller,

Messrs. Funk,
Galbraith,
Gass,
Hall,
Headfield,
Hickox,
Hunter,
Kenny,
Lee,
Leith,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Mecker,

Messrs. Miller of Kane,
Miller of St. Clair,
Moffit,
Morris,
Morrison of Cook,
Morrison of Monroe,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Rensberg,
Riggs,
Roberts,
Root,

Messrs. Ryan,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Stillwell,
Sullivan,
Taylor,
Townsend,
Turner,
Waite,
Waters,
Webb,
Whitney,
Williams,
Williamson.

So the motion to lay on the table was not agreed to.

Mr. Cary moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Sullivan, to reconsider, it was agreed to.

Mr. Phelps, at 12:50, moved to adjourn; which motion was not agreed to.

Mr. Cavan moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Morrill, that the rules be suspended and that the bills be printed,

It was decided in the negative, { Yeas..... 48
 { Nays 67

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Bar,
Barrett,
Burnside,
Campbell,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Easley,
Efner,
Elder,
Finley,
Gass,
Gillham,
Hay,
Herdman,

Messrs. Hinchcliffe,
Hundley,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
King of Jersey,
Lee,
Massenberg,
Mayo,
Miller of Madison,
Murray,
Morrill,
Morris,
Morse,
Musetter,

Messrs. Nelson,
North,
Olson,
Powell,
Rensberg,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Ross,
Rowley,
Sage,
Shelton of Warren,
Springer,
Trimble,
Waters.

Those voting in the negative are,

Messrs. Adams,
Austin,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of Kane,
Clow,
Cof-r,
Collins,
Crouch,
Curtiss,

Messrs. Daniels,
Davis,
Dodge,
Dwight,
Fleharty,
Fouke,
Frew,
Fuller,
Galbraith,
Hall,
Headfield,
Hickox,
Kenny,
McConnell,
McEwen,
McMasters,
McMillan,
Mecker,

Messrs. Miller of Kane,
Miller of St. Clair,
Morrison of Cook,
Morrison of Monroe,
Phelps,
Phillips,
Pixley,
Pritchard,
Price,
Ralls,
Reese,
Richardson,
Riggs,
Root,
Ryan,
Shaw,
Senne,
Sherrill,

Messrs. Stillwell,
Sullivan,
Taylor,
Townsend,
Turner,

Messrs. Vennum,
Watts,
Webb,
Waltney,

Messrs. Williams,
Williamson,
Wight,
Mr. Speaker.

So the motion to suspend the rules and print, was not agreed to.

A message from the Governor, by E. B. Harlan, Private Secretary

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, with accompanying documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, February 4, 1871.

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

I have the honor to transmit herewith, to be laid before the House of Representatives, copies of the following official documents:

Report of the Commissioners of the Illinois State Penitentiary, for the year ending Dec. 1, 1870.

Report of the Canal Commissioners, for the year ending December 1, 1870.

Report of the Trustees, Superintendent and other officers of the Illinois Soldiers' Orphans' Home, for the years 1869 and 1870.

Sixth annual report of the Illinois Institution for the Education of Feeble-minded Children, for the year ending December 1, 1870.

JOHN M. PALMER.

[See Legislative Documents.]

Mr. Cloud of Morgan, by leave, introduced

House bill, No. 151, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, for the years 1871 and 1872, and part of the year 1873."

Which was referred to the committee on state institutions.

Mr. Cofer entered a motion to reconsider the vote by which the motion of Mr. Morrill to suspend rules and print, was not agreed to.

The Speaker announced the following select committee, under the resolution of Mr. Williams, adopted yesterday:

Messrs. Williams, Derrickson, Remsberg, McMasters, Austin, Cloud of Morgan and Hay.

On motion of Mr. Curtiss,

At 1 o'clock P. M., the House adjourned.

MONDAY, FEBRUARY 6, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of Saturday was read.

Mr. Casey of Jefferson moved that all absentees at the time of the election of United States Senator, on Tuesday, January 17, 1871, be permitted to have their votes recorded upon that election.

Which motion was agreed to.

And thereupon, the names of the following absentees upon that occasion were called, who recorded their votes as follows :

For John A. Logan—Messrs. Whitney and Shaw.

For Thomas J. Turner—Messrs. Dwight and Brooks.

Leave of absence was granted to Messrs. Finley and Campbell until Wednesday next.

The Speaker was granted leave of absence on account of sickness.

Mr. Phillips moved that the rules be suspended in order to take up business at the point where the House suspended business at the time of adjournment on Saturday.

Which motion was agreed to.

Mr. Root moved that the rules be suspended in order to consider a resolution.

Which motion was agreed to.

On motion of Mr. Root,

It was

Resolved, That the finance committee be and they hereby are directed to ascertain and report :

1. The amount of money in the State Treasury.
2. The amount that will probably be added thereto during the next two years, and the various sources from which the same will be derived.
3. The amount required for the next two years to pay the indebtedness of the State already incurred, and the various kinds of indebtedness, and the particular fund, if any, out of which the same or any portion thereof is to be paid.
4. An estimate of the probable amount of money required for all State purposes during the next two years, other than for the payment of indebtedness, showing in such connection the particular purpose; and that such report be made the special order in connection with the special order filed for Tuesday next.

Mr. Vennum presented a petition from voters of Iroquois county, praying for the repeal of section 41 of "An act to incorporate the town of Chebanse;" which was

Referred to the committee on counties and township organization.

Mr. Vennum presented a petition from the Board of Supervisors of Iroquois county, praying for the repeal of section 41 of "An act to incorporate the town of Chebanse;" which was

Referred to the committee on counties and township organization.

Mr. Herdman presented a petition from John W. Merrill, asking that a law be passed regulating the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Ryan presented a petition from citizens of Ashton, Lee county, praying for change of time for the collection of taxes; which was

Referred to the committee on revenue.

Mr. Shaw presented a petition from citizens of Mount Carroll, asking that a general law be passed under which city charters can be amended in a constitutional way, whenever the occasion demanded; which was

Referred to the committee on judiciary.

Mr. Dodge, from the committee on agriculture, to which was referred a partial report of the commissioners to revise the statutes, reported House bill, No. 152, for "An act concerning drovers."

The report of the committee was concurred in, and the bill Ordered to a first reading.

Mr. Dodge, from the committee on agriculture, to which was referred a partial report from the commissioners to revise the statutes, reported House bill, No. 153, for "An act in regard to marks and brands;" which was

Ordered to a first reading.

Mr. Morrill moved to suspend the rules, in order that House bill No. 136, for "An act to establish rates of charges for the transportation of freights on railroads in this State," be now taken up and read a first time

Which motion was not agreed to.

Mr. Ayers introduced

House bill, No. 154, for "An act to strike out the word "five" and insert the words "one hundred" in the fourth line from the top of page 603 of the general laws of Illinois for the year 1857, in an act entitled "an act to incorporate the town of Elizabethtown, in Hardin county, Illinois," approved February 13, 1857."

Which was referred to the committee on corporations.

Mr. Carpenter introduced

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians," which was

Referred to the special committee of seven, appointed under a resolution relating to the sale of intoxicating drinks.

Mr. Cary introduced

House bill, No. 156, for "An act to amend chapter thirty of the Revised Statutes, entitled "Criminal Jurisprudence." "

Which was referred to committee on judiciary.

Mr. Cary introduced

House bill, No. 157, for "An act to amend an act to regulate the practice in impanneling juries."

Which was referred to the committee on judiciary.

Mr. Cary introduced

House bill, No. 158, for "An act concerning curtesy."

Which was referred to the committee on judiciary.

Mr. Efner introduced

House bill, No. 159, for "An act to abolish all *per capita* taxes levied for road purposes in this State."

Which was referred to the committee on roads, highways and bridges.

Mr. Fleharty introduced

House bill, No. 160, for "An act to confer upon townships, counties, incorporated towns and cities, exclusive control of the manufacture and sale of intoxicating liquors."

Which was referred to select committee on temperance.

Mr. Fuller introduced

House bill, No. 161, for "An act to repeal section 11 of chapter 62 of the Revised Statutes, entitled 'Laws.' "

Which was referred to the committee on judiciary.

Mr. Fuller introduced

House bill, No. 162, for "An act to repeal an act entitled 'an act to attach certain lands therein named to school district number six, in the town of Hallock, in Peoria county.' "

Which was referred to the committee on education.

Mr. Hay introduced

House bill, No. 163, for "An act for the relief of George S. Staley and Aaron Lichtenberger."

Which was referred to the committee on canal and river improvements.

Mr. Herdman introduced

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls and trees."

Which was referred to the committee on miscellaneous subjects.

Mr. Jones of Marshall introduced

House bill, No. 165, for "An act extending the jurisdiction of justices of the peace in certain cases."

Which was referred to the committee on judiciary.

Mr. King of Cook introduced

House bill, No. 166, for "An act regulating the reporting and publication of the decisions and opinions of the Supreme Court."

Which was referred to the committee on judicial department.

Mr. King of Cook introduced

House bill, No. 167, for "An act to amend sections 48 and 51 of chapter 21 of the Revised Statutes, entitled 'Chancery.' "

Which was referred to the committee on judiciary.

Mr. King of Cook introduced

House bill, No. 168, for "An act in relation to bail and recognizances in criminal cases, and to prevent what is commonly called 'straw bail.' "

Which was referred to the committee on judiciary.

Mr. King of Cook, by leave, introduced

House bill, No. 169, for "An act directing the manner of taking testimony in cases of equity."

Which was referred to the committee on judiciary.

Mr. King of Cook, by leave, introduced

House bill, No. 170, for "An act to amend the 23d section of the 57th chapter of the Revised Statutes."

Which was referred to the committee on judiciary.

Mr. King of Cook by leave, introduced

House bill, No. 171, for "An act to amend chapter 33 of the Revised Statutes of 1845, entitled 'Practice.' "

Which was referred to the committee on judiciary.

Mr. King of Cook, by leave, introduced
House bill, No. 172, for "An act authorizing the establishment of public libraries in cities."

Which was referred to the committee on education.

Mr. King of Cook, by leave, introduced
House bill, No. 173, for "An act to amend 'an act in relation to fees of State's Attorneys,' approved Feb. 14, 1865."

Which was referred to the committee on fees and salaries.

Mr. Koerner introduced
House bill, No. 174, for "An act to punish certain officers for taking illegal fees."

Which was referred to the committee on judiciary.

Mr. Morrison of Monroe introduced
House bill, No. 175, for "An act to amend chapter 93 of the Revised Statutes, entitled 'Roads.'"

Which was referred to the committee on roads, highways and bridges.

Mr. Nelson introduced
House bill, No. 176, for "An act to authorize the owners or occupants of lands to construct drains and ditches for agricultural purposes across the lands of others."

Which was referred to the committee on drainage.

Mr. Powell introduced
House bill, No. 177, for "An act to protect the rights of the insane."

Which was referred to the committee on judiciary.

Mr. Reise of Logan introduced
House bill, No. 178, for "An act to regulate hedge fences."
Which was referred to the committee on agriculture.

Mr. Springer introduced
House bill, No. 179, for "An act to regulate the publishing of the journals of the General Assembly and the reports of the State officers and other persons."

On motion of Mr. Springer,

The rules were suspended, the bill read a first time, and
Referred to the committee on printing.

Mr. Waite introduced
House bill, No. 180, for "An act to enable persons disqualified or interested, and the defendants in criminal cases, to testify, and to allow the defendants to take depositions in criminal cases."

Which was referred to the committee on judiciary.

Mr. Webb introduced
House bill, No. 181, for "An act making further appropriations for the insane asylum at Anna, Illinois."

Which was referred to the committee on appropriations.

Mr. Williams introduced
House bill, No. 182, for "An act to amend an act entitled 'an act to incorporate the Novelty Iron Works Manufacturing Company,' approved March 26, 1869."

Which was referred to the committee on appropriations.

Messages on the Speaker's desk being in order,

The Speaker presented the following reports, which were referred respectively to appropriate committees, as follows :

Report of the Commissioners of the Penitentiary, to the committee on penitentiary.

Report of the Canal Commissioners for 1870, to the committee on canal and river improvements.

Report of the Trustees of the Soldiers' Orphans' Home, to the committee on state institutions.

Report of the Illinois Institution for the Education of Feeble-minded Children, to the committee on public charities.

The partial report of the commissioners to revise the statutes, to-wit :

On "Charitable Uses."

On "Escheats."

On "Forcible Entry and Detainer."

Was referred to the committee on judiciary.

House bills on first reading being in order,

Mr. Root moved that the rules be suspended in order that all House bills on first reading be referred to appropriate committees without reading.

Which motion was agreed to.

On motion of Mr. Root,

House bills on first reading were referred as follows :

House bill, No. 79, for "An act extending the right of redemption to vendors' lien proceedings,"

Referred to the committee on judiciary.

House bill, No. 80, for "An act to establish houses of correction and authorize the confinement of convicted persons therein,"

Referred to the committee on penitentiary.

House bill, No. 81, for "An act to regulate sales of lands under mortgages and trust deeds,"

Referred to the committee on judiciary.

House bill, No. 82, for "An act to regulate the employment of deputy recorders and the recording of instruments of writing,"

Referred to the committee on judiciary.

House bill, No. 83, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution,"

Referred to the committee on public buildings.

House bill, No. 84, for "An act to establish a uniform organization and jurisdiction for courts of record in the cities and incorporated towns of this State,"

Referred to the committee on judiciary.

House bill, No. 85, for "An act to authorize the establishing of city courts in and for certain cities and incorporated towns of this State,"

Referred to the committee on judiciary.

House bill, No. 86, for "An act to amend an act entitled 'an act for the protection of consignors of fruit, grain, flour, etc., to be sold on commission,' approved March 4, 1869,"

Referred to the committee on inland commerce and warehouses.

House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies,"

Referred to the committee on corporations.

House bill, No. 88, for "An act to amend section 17, chapter 10, article 14, of the Revised Statutes, entitled 'Township organization,'"

Referred to the committee on fees and salaries.

House bill, No. 89, for "An act to promote the salubrity of the country,"

Referred to the committee on drainage.

House bill, No. 90, for "An act conferring certain powers on the citizens and tax-payers in any incorporated city, town or village in this State,"

Referred to the committee on municipal affairs.

House bill, No. 92, for "An act to establish rates of charges for the transportation of passengers on railroads in this State,"

Referred to the committee on railroads.

House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'"

Referred to the committee on judiciary.

House bill, No. 94, for "An act to amend chapter 59 of Revised Statutes, entitled 'Justices and Constables,'"

Referred to the committee on judiciary.

House bill, No. 95, for "An act to amend an act entitled 'an act to establish Canton Union School District, and a graded school therein, also to provide for building additional school houses therein, to levy and collect special taxes, to issue bonds and borrow money,' approved March 29, 1869,"

Referred to the committee on education.

House bill, No. 96, for "An act to amend sections two (2), four (4), twenty-one (21) and twenty-three (23), of division XIV of chapter twenty-five (25) of the Revised Statutes, entitled 'Corporations,' and relating to manufacturing, mining and chemical corporations, extending the term of companies thereunder, revoking the power to elect directors, extending the privileges of companies for lighting towns and cities, and kindred business,"

Referred to the committee on corporations.

House bill, No. 97, for "An act to regulate the practice of medicine in the State of Illinois,"

Referred to the committee on miscellaneous subjects.

House bill, No. 98, for "An act for the better protection of the interests of orphans and persons of unsound mind,"

Referred to the committee on judiciary.

House bill, No. 99, for "An act in relation to trust deeds and other conveyances for the security of money loaned,"

Referred to the committee on judiciary.

House bill, No. 101, for "An act establishing the office of State Superintendent of Prison Instruction, providing for prison education, the establishment and maintenance of prison libraries, and making and authorizing appropriations to carry into effect the provisions of said act,"

Referred to the committee on state institutions.

House bill, No. 102, for "An act to further regulate life insurance in the State of Illinois,"

Referred to the committee on insurance.

House bill, No. 103, for "An act in relation to such lands as have been selected in lieu of the sixteenth section in fractional townships, and providing for the sale thereof,"

Referred to the committee on education.

House bill, No. 111, for "An act to provide for the election of county commissioners in Cook county," was,

On motion of Mr. King of Cook,

Referred to a special committee, consisting of the representatives from Cook county.

House bill, No. 116, for "An act to provide for painting the portrait of ex-Governor Thomas Carlin,"

Referred to the committee on executive department.

House bill, No. 117, for "An act providing for the formation of incorporated companies,"

Referred to the committee on corporations.

By leave, on motion of Mr. Nelson,

It was

Resolved, That his excellency the Governor be and he is hereby requested to lay before this House, at the earliest practicable moment, a statement of the aggregate amount of funds heretofore expended on account of new capital grounds, and construction of the State House, for the information of this House, on the special order of Tuesday next.

House bills on first reading being in order,

House bill, No. 108, for "An act for the protection of game and fish, and for other purposes,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 118, for "An act to legalize the organization of agricultural societies,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 120, for "An act concerning bail in civil cases,"

Was taken up, read a first time, and

Ordered to a second reading.

Leave of absence was granted to Mr. Roberts until Friday morning.

House bill, No. 136, for "An act to establish rates of charges for the transportation of freight on railroads in this State,"

Was being read,

Pending the reading of which, at 12:40 o'clock P. M.,

On motion of Mr. Turner,

The House adjourned until 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The reading of House bill, No. 136, for "An act to establish rates of charges for the transportation of freight on railroads in this State," was resumed and completed, and the bill was

Ordered to a second reading.

House bill, No. 150, for "An act in regard to attachments in court of record,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 152, for "An act concerning drovers,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 153, for "An act in regard to marks and brands,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 27, for "An act to prevent male animals running large, and for their restraint,"

Was taken up and read a second time.

On motion of Mr. Springer,

The bill was ordered printed for consideration in committee of the whole.

House bill, No. 41, for "An act to determine the mode of estimating freight charges on railroads and for punishing violations thereof,"

Was taken up, read a second time, and

Referred to the committee on railroads.

At 4:40 P. M., Mr. Turner moved to adjourn; which motion was not agreed to.

House bill, No. 56, for "An act for the protection of livery stable keepers,"

Was taken up, read a second time, and

Referred to the committee on judiciary.

House bill, No. 58, for "An act to direct officers receiving hoo from the State to deliver them to their successors in office,"

Was taken up, read a second time, and

Referred to the committee on judiciary.

House bill, No. 57, for "An act to facilitate collection of insurance policies, and regulate the practice in suits thereon,"

Was taken up, read a second time, and

Referred to the committee on insurance.

House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869,"

Was taken up, read a second time, and

Referred to the committee on banks and banking.

House bill, No. 60, for "An act to amend chapter twenty four (24), entitled 'Conveyances,' of the Revised Statutes,"

Was taken up, read a second time, and

Referred to the committee on judiciary.

Mr. Casey of Jefferson, at 4:55 P. M., moved to adjourn; which motion was not agreed to.

House bill, No. 63, for "An act to exempt sewing machines from attachment, distress or execution,"

Was taken up, read a second time, and

Referred to the committee on judiciary.

House bill, No. 74, for "An act to repeal an act entitled 'an act to amend section 11 of the Revised Statutes, entitled 'Judgments and Executions,' "

Was taken up, read a second time, and

Referred to the committee on judiciary.

House bill, No. 104, for "An act to prevent trespassing upon the inclosure of another,"

Was taken up, read a second time, and,

On motion of Mr. Casey of Jefferson,

The bill was ordered printed and

Referred to the committee of the whole.

On motion of Mr. Olson,

At 5:05 o'clock P. M., the House adjourned.

TUESDAY, FEBRUARY 7, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Burgett.

The journal of yesterday was read.

Mr. Miller of Kane presented a petition of George A. Emerick and other citizens of the city of Aurora, requesting the extension of the time for collecting taxes; which was

Referred to the committee on counties and township organization.

Mr. Morrill presented a petition of Louis Newlist and other citizens of Hancock county, praying for the enactment of a law prohibiting domestic animals from running at large; which was

Referred to the committee on agriculture.

Mr. Morrill presented a petition of Charles C. Safford and other citizens of Hancock county, praying for the enactment of a law prohibiting domestic animals from running at large; which was

Referred to the committee on agriculture.

Mr. Cary, from the committee on judiciary, to which was referred House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company

or which have been contracted, sold or otherwise disposed by or for said railroad company," reported the same back, with the recommendation that it be printed and referred to the committee of the whole.

The report of the committee was concurred in, and the bill was Ordered printed and referred to the committee of the whole.

Introduction of bills being in order,

Mr. Austin introduced

House bill, No. 183, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards."

Which was referred to the committee on municipal affairs.

Mr. Boyd introduced

House bill, No. 184, for "An act to restrain dram-shops and groceries, and to regulate the sale of intoxicating liquors."

Which was referred to the special committee on temperance.

Mr. Clond of Morgan introduced

House bill, No. 185, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children."

Which was referred to the committee on state institutions.

Mr. Cummings introduced

House bill, No. 186, for "An act in relation to towns and incorporated villages."

Which was referred to the committee on municipal affairs.

Mr. Heafield introduced

House bill, No. 187, for "An act to repeal chapter X, Revised Statutes of 1845, and the amendment thereto, and the act of February 16, 1857, Session Laws, page 105, entitled 'Liability of Vessels,' and for the collection of demands against water craft, and to more efficiently provide for the collection of such demands."

Which was referred to the committee on judiciary.

Mr. Mayo introduced

House bill, No. 188, for "An act in relation to the fees of circuit clerks and recorders."

Which was referred to the committee on fees and salaries.

Mr. Mayo introduced

House bill, No. 189, for "An act in relation to the fees of county clerks."

Which was referred to the committee on fees and salaries.

Mr. Richardson introduced

House bill, 190, for "An act in relation to the establishment of gas companies."

Which was referred to the committee on corporations.

Mr. Richardson introduced

House bill, No. 191, for "An act for the relief of Henry Head."

Which was referred to the committee on claims.

Mr. Root introduced

House bill, No. 192, for "An act to incorporate the Board of Trustees of the East Mississippi Diocesan Parsonage of the Church of

the United Brethren in Christ, located at Lexington, McLean county, Illinois."

Which was referred to the committee on corporations.

Mr. Townsend introduced

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' in force March 31, 1869."

Which was referred to the committee on judiciary.

Mr. Whitney introduced

House bill, No. 194, for "An act to prevent fraud in the management of the Insurance Department."

Which was referred to the committee on insurance.

Mr. Nelson introduced

House bill, No. 195, for "An act concerning elections, the officers thereof, their qualifications and duties, the manner of holding elections and certifying results thereof, of canvassing votes and granting certificates of election, the manner of contesting elections, and taking and certifying evidence therein, and concerning penalties and forfeitures under this act."

Which was referred to the committee on elections.

Mr. Brooks introduced

House bill, No. 196, for "An act to allow Multer B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents (\$116 67) and interest on the same at ten per ct. per annum from July 1, 1867."

Which was referred to the committee on appropriations.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, together with accompanying documents:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *February 7, 1871.*

To HON. WILLIAM M. SMITH.

Speaker of the House of Representatives:

I have the honor to transmit herewith, to be laid before the House of Representatives, the First Biennial Report of the Board of State Commissioners of Public Charities, together with a statement of the action taken by the said board concerning the appropriations asked by the several State institutions.

JOHN M. PALMER.

[For Report of Board of Public Charities, see Legislative documents.]

STATEMENT OF THE ACTION TAKEN BY THE BOARD OF PUBLIC CHARITIES,
CONCERNING THE APPROPRIATIONS ASKED BY THE SEVERAL STATE
INSTITUTIONS, AT ITS SESSION, DECEMBER 16-21, 1870.

BOARD OF PUBLIC CHARITIES,
SECRETARY'S OFFICE, *December 20, 1870.*

HON. JOHN M. PALMER, *Governor*:—I am directed to lay before you the action taken by the Board of Public Charities with reference to the appropriations to be made on behalf of the several State Institutions, at the coming session of the General Assembly.

INSTITUTION FOR THE EDUCATION OF THE DEAF AND DUMB.

The following applications were approved :

| | |
|----------------------------------|----------|
| Current expenses, per annum..... | \$56,250 |
| Repairs, etc..... | 2,000 |
| Insurance, per annum | 500 |
| Library, " | 500 |
| Relaying floor..... | 2,000 |

Concerning the requests for \$100,000 for a new building, and \$17,000 for tearing down and rebuilding south wing, the following resolutions were adopted :

WHEREAS it has been proven to the entire satisfaction of the board that all attempts to secure a sufficient supply of water for the use of the institutions at Jacksonville have thus far been failures,

Resolved, That we cannot recommend further appropriations for rebuilding or enlarging any of these institutions, until an ample supply of water shall be secured without a probability of failure or deficiency.

HOSPITAL FOR THE INSANE.

The following applications were approved :

| | |
|-------------------------------|----------|
| Boilers and boiler house..... | \$20,000 |
| Repairs, etc | 7,000 |

Concerning the application for \$20,000 deficiency appropriation, and for \$115,300 per annum for current expenses, the following action was taken :

WHEREAS the hospital for the insane reports a deficiency of \$22,000 03; and whereas this result is reached by deferring the annual report until December 1st, instead of making it on November 30th, thus enabling the institution to use the \$22,500 appropriated for the quarter ending February 28th, in paying indebtedness incurred previous to the 30th of November; and whereas the real deficiency is thus \$44,500 03; and whereas it appears that this has been the practice of the institution in years past,

Resolved, That the board disapproves of any institution anticipating its quarterly receipts; recommends that an appropriation of \$44,500 be made to cover the actual deficiency November 30th.

BLIND ASYLUM.

The application for \$20,000 per annum for current expenses, was approved.

The resolutions concerning new buildings apply equally to this institution.

SCHOOL FOR IDIOTS.

The board recommends that instead of \$24,000 per annum, the sum of \$22,000 be allowed. The request for \$500 per annum for insurance and furniture was approved.

Concerning additional provision for the idiots of Illinois, the board adopted the following paper :

Resolved, That the institution for idiots, in its aim, spirit, general management and results, is approved.

Resolved, That some provision by the State should be made for this unfortunate class, of whom there are nearly or quite two thousand in Illinois, who may be di-

vided into three sub-classes, namely: First and lowest, those insusceptible either of mental or physical culture. For these, custody is all the care practicable or desirable. Second, those insusceptible of mental development, but capable of being taught good habits, and able to do some labor. Third, those susceptible of intellectual improvement, who need training in schools of a special character, adapted to their condition.

Resolved, That such provision should be as inexpensive as is compatible with the accomplishment of the object sought.

Resolved, That without plans and specifications being submitted to the board for examination, we are not prepared to say what amount is necessary for this purpose.

Resolved, That the board recommends that this institution be organized upon an independent basis, with a separate board of trustees.

SOLDIERS' ORPHANS' HOME.

The following requests were approved :

| | |
|-----------------------------------|----------|
| Current expenses, per annum | \$50,000 |
| Steam heating..... | 15,000 |
| Water | 500 |
| Insurance, per annum | 500 |

Concerning the request for deficiency appropriation of \$21,244 81, the board adopted the following minute :

This deficiency was created by the trustees applying a portion of the current expense appropriation to the completion of the building. The amount expended for current expenses has not exceeded the appropriation. The deficiency, in its present shape, is for the cost of living, and should be paid. But the board is of the opinion that the assets of the institution might be made to pay the note of \$10,000 mentioned in the trustees' report, and therefore recommends a deficiency appropriation of \$11,244 81.

With reference to the requests for \$21,000 for building, the action taken was as follows :

The board, in view of the crowded condition of the institution, and the urgent need of increased room, regards this application as reasonable in itself, and would be glad to indorse it; but from the phraseology of the deed conveying the site to the State, it is claimed by interested parties that the title is not absolute in the State, and this board cannot recommend the expenditure of any money in improving the property until all clouds upon the title, if any exist, are removed.

With regard to the request for \$2,000 for improvements and repairs, the board is of the opinion that with a current expense appropriation of \$50,000, the contemplated improvements and repairs can be made without a special appropriation for that purpose.

NORMAL UNIVERSITY.

The following applications were approved :

| | |
|-------------------------------------|---------|
| Current expenses, per annum..... | \$9,000 |
| Repairs, etc., per annum | 1,000 |
| Museum and curator, per annum | 2,500 |
| Books, etc., per annum..... | 1,500 |
| Furniture, per annum | 500 |
| Care of grounds, per annum | 250 |
| Fence | 1,000 |
| Heating and ventilation..... | 3,000 |

With reference to the request for \$75,000 for a museum, the board adopted the following minute :

While we do not regard this as an improper expenditure of money, but on the contrary as desirable in itself, and one likely to be made by the General Assembly at some future time, we feel that the more pressing demands upon the State treasury at present will not allow us to recommend it.

INDUSTRIAL UNIVERSITY.

The following applications were approved :

| | |
|----------------------------------|---------|
| Forest plantation,..... | \$2,500 |
| Mechanical workshops, etc.,..... | 25,000 |

The request for \$6,000 for agricultural department was not approved, on the ground that the board has no faith in the success of the silk-worm experiment, and thinks that if durable it could be made at very much less cost than is proposed; and on the ground, further, that experience has shown that the services of competent lecturers can be obtained without an appropriation for that purpose.

Instead of \$10,000 per annum for books and apparatus, the board recommends an annual appropriation of \$5,000.

With regard to the request for \$200,000 for building purposes, the following resolutions were adopted :

WHEREAS the Industrial University has \$84,000 at its disposal, consisting of \$60,000 in bonds, and \$24,000 present and prospective proceeds of the sale of land of 400 acres, which can be applied to the erection of the main building desired;

Resolved, That an appropriation of \$45,000 for the completion of the main building, in addition to the said \$84,000, is recommended.

Resolved, That the erection of a laboratory may be postponed for the present inasmuch as the rooms now occupied for a library and museum, when vacant, can be temporarily assigned to the use of the chemical department.

Resolved, That an appropriation of \$5,000 for the purchase of additional chemical apparatus, etc., is greatly needed and should be made.

SOUTHERN NORMAL UNIVERSITY.

The following applications were approved :

| | |
|---------------------------------|----------|
| Outbuildings, fencing, etc..... | \$10,000 |
| Heating and ventilation..... | 7,000 |
| Furnishing..... | 15,000 |
| Salaries..... | 12,000 |
| Incidental expenses..... | 5,000 |

Concerning the requests for \$50,000 in lieu of Jackson county subscription, and for \$45,508.50 for work done and remaining to be done in excess of contract, the board adopted the following resolution :

WHEREAS, Mr. J. M. Campbell, of Carbondale, entered into contract under bond of \$——, signed by several of the most wealthy and influential citizens of Jackson county, to complete the building according to specifications, for the use of the assets of the institution, including county, town and private donations, and State appropriation of \$75,000, except \$10,000 retained for incidental expenses; and whereas, under this contract, the trustees have turned over to the contractor all the assets at their disposal; and whereas the secretary of the board of trustees states that work under the said contract is progressing satisfactorily;

Resolved, That this board sees no reason for any action by the State with reference to the building, until after the completion of the contract.

NORTHERN INSANE ASYLUM.

The following action was taken by the board :

The board realizes the urgent necessity of completing this building according to original plan, at the earliest practicable period. But in view of the large amount of appropriations necessary to be granted at the coming session of the General Assembly, this board can only recommend an amount not exceeding \$167,685.26, to pay for the land already purchased, the completion of the north wing, erection of rear buildings, heating apparatus, engine, pumps, kitchen and laundry apparatus, with water pipes connecting with those already in the building, gas works, reservoir, sewerage, air ducts, fencing, grading, shade trees, farm stock, furniture and bedding for 150 patients, and current expenses for 150 patients from November 1, 1871, to November 30, 1872, believing that the above amount is necessary to render the building already erected available for use by November 1, 1871.

SOUTHERN INSANE ASYLUM.

The board adopted the following resolutions :

WHEREAS, the trustees of the Southern Insane Asylum ask for an appropriation of \$359,117.25 to complete and furnish said institution; and whereas, the last General Assembly made an appropriation of \$125,000 and authorized the appointment of a board of trustees to locate the institution and prosecute the work of erecting buildings; and whereas, according to the report of the trustees, it appears since their appointment they have drawn only \$52,000 of the amount appropriated, of which they have expended for building \$22,939.69, and for their own expenses and per diem \$14,429.26, and have made but little progress in the work entrusted to them,

Resolved, That this board does not feel warranted in recommending the appropriation asked.

Resolved, That in view of the fact that the provision for the care of the insane in this State is wholly inadequate to the demand, the board regards this institution as one of very great importance, and recommends that the General Assembly take such action as will ensure its speedy completion,

REFORM SCHOOL.

The board not having before it any statement of the expenditure of moneys already appropriated for the benefit of this institution, nor any statement of the amounts to be asked of the coming General Assembly, was unable to take any action with reference to it.

SOLDIERS' COLLEGE.

The board recommends a grant of \$20,000 per annum to this institution, instead of \$25,000, the sum asked.

CHICAGO EYE AND EAR INFIRMARY.

The board approves the request for an annual appropriation of \$5,000, to pay the board of paupers from the several counties of the State while receiving gratuitous treatment in this infirmary, believing it to be one of the most economical, efficient and useful institutions in the State.

The board, in concluding this account of its action, wishes it to appear that it honestly and carefully and deliberately formed its judgment of the needs of each institution named above from all the information before it, gained by personal visitation, mature reflection, and

the reports of the institutions. It may, nevertheless, have erred in apprehension or in judgment, and stands ready to correct such error hereafter, when satisfied of the fact.

Reported by order of the Board of Public Charities.

FRED. H. WINES,
Secretary B. P. C.

APPROPRIATIONS MADE BY THE GENERAL ASSEMBLY, FOR THE YEARS 1869 AND 1870.

| Institution. | Current Expenses. | Building. | Special. | Total. |
|---------------------|-------------------|-----------|--------------|----------------|
| Deaf and Dumb | \$112,500 | .. ..... | \$16,246 77 | \$128,746 77 |
| Insane | 180,000 | ..... | 34,000 00 | 214,000 00 |
| Blind | 50,000 | ..... | 5,000 00 | 55,000 00 |
| Idiots | 40,000 | ..... | ..... | 40,000 00 |
| S. O. Home | 90,000 | \$84,500 | 11,000 00 | 185,500 00 |
| Normal | 18,000 | ..... | 7,500 00 | 25,500 00 |
| Industrial ..... | ..... | ..... | 65,000 00 | 65,000 00 |
| S. Normal ..... | ..... | 75,000 | ..... | 75,000 00 |
| S. Insane ..... | ..... | 125,000 | ..... | 125,000 00 |
| N. Insane ..... | ..... | 125,000 | ..... | 125,000 00 |
| Eye and Ear | 10,000 | ..... | ..... | 10,000 00 |
| S. College | 40,000 | ..... | ..... | 40,000 00 |
| Reform School | 30,000 | 55,000 | ..... | 85,000 00 |
| | \$570,500 | \$414,500 | \$188,746 77 | \$1,123,746 77 |

APPROPRIATIONS ASKED BY THE SEVERAL STATE INSTITUTIONS, FOR THE YEARS 1871 AND 1872.

| Institution. | Current Expenses. | Building. | Special. | Total. |
|---------------------|-------------------|----------------|--------------|----------------|
| Deaf and Dumb | \$112,500 | \$162,000 00 | \$15,859 00 | \$290,359 00 |
| Insane | 230,600 | ..... | 29,000 00 | 259,600 00 |
| Blind | 40,000 | 125,000 00 | ..... | 165,000 00 |
| Idiots | 48,000 | 150,000 00 | 1,000 00 | 199,000 00 |
| S. O. Home | 100,000 | 21,000 00 | 39,744 81 | 160,744 81 |
| Normal | 18,000 | 75,000 00 | 20,000 00 | 113,000 00 |
| Industrial ..... | ..... | 225,000 00 | 34,500 00 | 259,500 00 |
| S. Normal ..... | ..... | 95,000 00 | 49,000 00 | 144,000 00 |
| S. Insane ..... | ..... | 359,117 25 | ..... | 359,117 25 |
| N. Insane | 33,750 | 331,585 25 | 9,000 00 | 374,335 25 |
| Eye and Ear | 10,000 | ..... | ..... | 10,000 00 |
| S. College | 50,000 | ..... | ..... | 50,000 00 |
| Reform School ..... | ..... | ..... | ..... | ..... |
| | \$642,850 | \$1,548,702 51 | \$198,702 81 | \$2,384,655 32 |

APPROPRIATIONS RECOMMENDED BY THE BOARD OF PUBLIC CHARITIES, FOR THE YEARS 1871 AND 1872.

| Institution. | Current Ex- penses. | Building. | Special. | Total. |
|---------------------|------------------------|-----------|--------------|--------------|
| Deaf and Dumb | \$112,500 | ..... | \$8,000 00 | \$120,500 00 |
| Insane | 200,000 | ..... | 71,500 00 | 271,500 00 |
| Blind | 40,000 | ..... | ..... | 40,000 00 |
| Idiots | 44,000 | ..... | 1,000 00 | 45,000 00 |
| S. O. Home | 100,000 | ..... | 27,744 81 | 127,744 81 |
| Normal | 18,000 | ..... | 15,500 00 | 33,500 00 |
| Industrial ..... | ..... | \$70,000 | 7,500 00 | 77,500 00 |
| S. Normal ..... | ..... | ..... | 49,000 00 | 49,000 00 |
| S. Insane ..... | ..... | ..... | ..... | ..... |
| N. Insane ..... | ..... | 138,885 | 38,750 00 | 167,635 00 |
| Eye and Ear | 10,000 | ..... | ..... | 10,000 00 |
| S. College | 40,000 | ..... | ..... | 40,000 00 |
| | \$564,500 | \$203,885 | \$213,994 81 | \$982,379 81 |

A message from the Governor, by E. B. Harlan, Private Secretary :
 Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, together with an accompanying document :

EXECUTIVE DEPARTMENT,
 SPRINGFIELD, ILLINOIS, *February 7, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

In reply to a resolution passed by the House of Representatives on the 6th inst., calling upon me for information as to the aggregate amount of funds expended on account of the new State House, I have the honor to transmit herewith a statement made by Hon. James H. Beveridge, secretary to the Board of State House Commissioners, which contains the information desired.

JOHN M. PALMER.

OFFICE COMMISSIONERS NEW ILLINOIS STATE HOUSE,
 SPRINGFIELD, *February 7, 1871.*

TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

In reply to your inquiry of this morning, as to amount of expenditures on the new State House up to this date, I have the honor to submit the amount expended during each current year, as follows :

| | |
|--|--------------|
| For the year ending Nov. 30, 1868..... | \$329,329 42 |
| " " " 1869..... | 198,880 53 |
| " " " 1870..... | 277,543 13 |
| From Dec. 1, 1870, to Jan. 31, 1871..... | 77,918 79 |

Amounting to date to.....\$883,121 87

Respectfully submitted,

JAMES H. BEVERIDGE,
Secretary of Board.

House bills on first reading being in order,
House bill, No. 130, for "An act to authorize the construction of levees,"

Was taken up and

Referred to the committee on corporations, without reading.

House bill, No. 108, for "An act for the protection of game and fish and for other purposes,"

Was taken up, read a second time, and the bill was

Referred to the committee of the whole.

House bill, No. 118, for "An act to legalize the organization of agricultural societies,"

Was taken up and read a second time.

Mr. Townsend submitted an amendment thereto.

On motion of Mr. Root,

The bill, with amendment, was referred to the committee on corporations.

The Speaker announced that the hour had arrived for the consideration of the special order, being the report of the committee on public buildings.

The question being, "Shall the report of the committee be concurred in?"

Mr. Galloway moved to lay the report on the table, and that it be ordered printed.

Mr. Carey moved to refer the whole subject to the committee on appropriations, and moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring, "Shall the whole subject be referred to the committee on appropriations?"

It was decided in the affirmative.

Mr. Powell, by leave, submitted the following:

WHEREAS the State of Illinois is increasing with a rapidity in all that goes to make a people great, intelligent and rich—far ahead of any of her sister States in this government; and, whereas we are spending millions of dollars to build the State House, and for other public purposes; therefore, be it

Resolved, That the committee on public charities be and they are hereby required to inquire into the necessity of the passage of a law authorizing the building and erecting of an asylum for the hopelessly insane.

Which was referred to the committee on public charities.

Mr. Brooks, by leave, submitted the following:

Resolved, That the State House Commissioners be requested to furnish to the House a full statement of all contracts made for furnishing stone for the new State House; with whom such contracts were made, and at what prices; whether competition was invited by public notice for proposals and contracts awarded to the lowest responsible bidder, or contracts awarded at a private letting; and if a contract or orders now exist for furnishing stone to be used above the basement story; if so, with whom and in what manner were such contracts made—at public or private letting, and what price was agreed to be paid for the same.

On motion of Mr. Root,

Said resolution was adopted.

On motion of Mr. Root,

At 12:30 P. M. the House adjourned.

WEDNESDAY, FEBRUARY 8, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The journal of yesterday was read.

On motion of Mr. Turner,

The rules were suspended and

Mr. Turner submitted the following :

WHEREAS, under the provisions of our new constitution, some legislation is required in order to harmonize our laws with that instrument ; therefore,

Resolved, That on and after Monday, the 18th inst., this House will proceed to the consideration of such bills as require immediate action under the present constitution.

And, whereas, the commissioners heretofore appointed to revise the statutes of this State, have made considerable progress in the work of revision ; therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That a joint committee be appointed, consisting of five members of the Senate and ten members of the House of Representatives, to be entitled "A Committee on the Revision of the Statutes," to whom the several chapters of the revision shall be referred.

Mr. King of Cook moved that the consideration of said resolution be postponed until to-morrow at 10:30 o'clock A. M., and that it be made the special order for that hour.

Mr. Armstrong moved to lay the whole subject on the table.

The question being upon laying the whole subject on the table,

It was decided in the affirmative, { Yeas..... 79
Nays..... 56

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Bralden,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Carpenter,
Casey of Jefferson,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Gunningham,
Curtis,
Daniel,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Ether,

Messrs. Egan,
Elder,
Fieharty,
Foss,
Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Galloway,
Gass,
Goodell,
Hall,
Hickox,
Hundley,
Jeffries,
Johnston,
Jones of Marshall,
Koerner,
Langston,
Latimer,
Lee,
Mauley,
Mayo,
McConnell,

Messrs. McElvain,
McMasters,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Musetter,
Olson,
Pixley,
Powell,
Reinhardt,
Reise of Logan,
Remsberg,
Rich,
Riggs,
Rives,
Roessler,
Rowley,
Sage,
Shelton of Warren,
Short,
Strong,
Townsend,
Waters,
Whitney.

Those voting in the negative are,

Messrs. Allen,
Austin,
Ayres,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Brayton,
Brooks,
Burley,
Caldwell,
Carle,
Casey of Shelby,
Kasley,
Fouke,
Haines,
Headfield,
Hutchcliffe,

Messrs. Kelley,
King of Cook,
King of Jersey,
Knobs,
Landrum,
Leib,
McElwes,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Morrill,
Morse,
Nelson,
Phelps,
Pritchard,
Reese,
Richardson,
Root,

Messrs. Ross,
Ryan,
Sanford,
Shaw,
Sherrill,
Springer,
Stewart,
Stillwell,
Sullivan,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Webb,
Williams,
Williamson,
Wight.

So the whole subject was laid upon the table.

Mr. Burley moved that the rules be suspended in order to take a Senate resolution in reference to reporting; which motion was not agreed to.

Mr. Rowley presented a petition from sundry citizens, in favor of the resolution of Mr. Galloway in relation to the distribution by appropriation of an amount equal to two and one half per centum of the gross receipts of the Illinois Central Railroad Company to the counties virtually touched by or through which said road runs, etc.; which was

Referred to a select committee to be appointed.

Mr. Rice of Sangamon, rising to a privileged question, presented the following communications from Mr. J. P. Baker and Mr. E. J. Merritt, of Springfield, relative to printing:

SPRINGFIELD, ILL., Feb. 7, 1871.

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR: The undersigned would respectfully represent that at the last official letting he obtained the contract for doing the current printing for the Twenty-seventh General Assembly. He would further state that he has thus far in good faith endeavored to do such work promptly and in a workmanlike manner.

He would further respectfully state that since the meeting of the General Assembly hardly a day has elapsed that he has not been referred to by certain members, and especially by the chairman and others who in part compose the printing committee of the House, endeavoring in various ways to perpetrate "printing steals," etc., upon the State.

He would further respectfully state that he is not aware that he has been endeavoring to do any such thing; but by the continual reiteration of such charges he is not only injured in his general business, but is annoyed in the proper prosecution of his contract.

He would therefore respectfully ask that he may be relieved from the further performance of said contract, and to this end he hereby gives a full and free release to the General Assembly, and permission to have its current printing done by whomever it may please to employ, who will do the work at cheaper rates to the State than those which the undersigned is now doing such printing.

Very respectfully,
J. P. BAKER.

OFFICE OF THE DAILY AND WEEKLY ILLINOIS STATE REGISTER,
SPRINGFIELD, Feb. 6, 1871.

HON. CHAS. H. RICE, WM. M. SPRINGER AND N. R. TAYLOR,
Representatives from Sangamon county:

GENTLEMEN: I see it stated and continually repeated that myself or the State Register has an interest in the present contract for the public printing of this State. This statement is entirely without foundation. Neither myself, the State Register, nor any one connected with this office has any interest, directly or indirectly, in the public printing whatever.

I will add that neither myself, the State Register nor any one connected with the establishment has had any interest in the public printing since four years ago, except what work was done by this office by order of and for the Constitutional Convention of 1869 and 1870.

As the statement above referred to has been made in such manner as tends to the injury of the business of this office and the political standing of the State Register, I respectfully request that you will take an early opportunity to make this denial public and a matter of record.

Very respectfully, your obedient servant,

E. L. MERRITT,
Editor and Proprietor State Register.

Mr. Springer moved to refer said communications to the committee on printing.

Mr. Sullivan moved to lay said communications upon the table; which motion was not agreed to.

The question recurring upon the motion to refer said communications to the committee on printing, it was agreed to.

Leave of absence was granted to the committee on public buildings and grounds.

Mr. Cunningham presented a petition from citizens of Ashmore, praying for the repeal of an act creating a school in Ashmore; which was

Referred to the committee on education.

Mr. Ayers presented a petition from residents of the town of Elizabethtown in relation to the charter of said town; which was

Referred to the committee on municipal affairs.

Mr. Hinchcliffe presented a petition from sundry citizens, in favor of the passage of the bill providing for the health and safety of persons employed in coal mines, heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Ryan presented a petition of citizens of Ashton, for a general law permitting cities and incorporated towns to submit annually to their voters the question of the sale of intoxicating liquors, etc; which was

Referred to the committee on municipal affairs.

Mr. Rodgers of Piatt presented a petition from certain citizens of Monticello, in Piatt county, praying for the abolishing of the office of county superintendent; which was

Referred to the committee on education.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois," with an amendment, and recommended its passage as amended.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 164, for "An act for the prevention of nuisance upon buildings, fences, walls and trees," and recommended its passage.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Cary, from the committee on judiciary, submitted the following report :

The judiciary committee, to whom was referred a resolution to recover from liquor sellers, all damages accruing to persons to whom liquor was sold, have instructed me to report the same back, with the recommendation that the same be referred to the committee of seven on temperance, appointed Feb. 7th, 1871.

The report of the committee was concurred in, and the resolution was referred to the select committee of seven on temperance.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations, to whom was referred House bill No. 154, entitled a bill for an act to strike out the word five and insert the words one hundred, in the fourth line from the top of page 603 of the general laws of Illinois, for the year 1857, in an act entitled "An act to incorporate the town of Elizabethtown, in Hardin county, approved Feb. 13th 1857," beg leave to report that said bill is entirely at variance with constitutional provisions. Your committee, however, recommend that said bill be referred to the committee on municipal affairs, for their consideration in connection with general municipal laws.

The report of the committee was concurred in, and the bill was

Referred to the committee on municipal affairs.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations, to whom was referred House bill No. 44, for "An act to amend an act entitled, 'a bill for a general act of incorporation of agricultural and horticultural societies, and associations for improving the breeds of domestic animals,' approved Feb. 15 1855," have the honor to report that they have had the same under consideration, and beg leave to refer the same back to the House, it being in violation of article 4, section 13 of the constitution, which provides "that no law shall be revised or amended by reference to its title only, but the law revised or the section amended shall be inserted at length in the new act." Your committee are of the opinion that the change in the law suggested by said bill, may properly be incorporated in a law which will also include kindred societies within its provision.

They ask to be discharged from further consideration of said bill.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations, to whom was referred House bill, No. 139, for "An act to amend section 4 of an act entitled 'an act relating to county and city debts, and to provide for the payment thereof by taxation in such counties and cities ;'" have the honor to report that they have had the same under consideration, and refer the bill back to the House, and would recommend its reference to the committee on municipal affairs, to whom it more properly belongs; and would ask to be discharged from further consideration thereof.

The report of the committee was concurred in, and the bill
Referred to the committee on municipal affairs.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to whom was referred House bill, No. 71, entitled a bill for "An act to incorporate St. Patrick's Benevolent Society of the Holy Family Parish, Chicago, Ill.," having duly considered the same, respectfully report that the passage of the bill is prohibited by section 1, art. XI of the constitution.

Your committee is engaged in framing a bill to include in its provisions all kindred societies. They ask to be discharged from further consideration of said bill.

The report of the committee was concurred in, and the committee discharged from the further consideration thereof.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations, to whom was referred the petition of D. Logan and fifty other citizens of DeWitt county, praying for the change of the name of a village therein mentioned, respectfully report that the constitution specially prohibits "changing the names of persons or places by special law."

They recommend that said petition be referred to the committee on municipal affairs, in order that a clause in a general law providing for changing names of towns, may be considered by said committee.

The report of the committee was concurred in, and the petition
Referred to the committee on municipal affairs.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to whom was referred House bill, No. 166, entitled a bill for "An act regulating the reporting and publication of the decisions and opinions of the Supreme Court," instruct me to report that they have had said bill under consideration, and that they report it back to the House with the recommendation that it pass, and ask to be discharged from the further consideration thereof.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

A message from the Governor, by E. B. Harlan, Private Secretary,
EXECUTIVE DEPARTMENT,
SPRINGFIELD, Feb. 8, 1871

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

I have the honor to transmit herewith, to be laid before the House of Representatives, the annual report of the Board of Trustees of the State Reform School and the second annual report of the Trust Architect and Treasurer of the Northern Hospital and Asylum for the Insane.

JOHN M. PALMER

[See Printed Documents.]

The Speaker laid before the House the following report from Arthur A. Smith, Judge of the 10th Judicial Circuit :

GALESBURG, Feb. 6, 1871

To the Honorable Speaker of the House of Representatives, Springfield, Illinois :

SIR: I herewith, in accordance with article 6, section 81, new constitution, lay before you a statement of the number of days court has been held in the 10th judicial circuit, during the years 1869 and 1870. Also, a statement of the number of cases finally disposed of during that time:

NUMBER OF DAYS COURT HELD.

| | |
|------------------------|--|
| Knox county | |
| Warren county..... | |
| Mercer " | |
| Henderson county | |
| Total | |

CASES DISPOSED OF.

| | |
|-----------------------|--|
| Knox county | |
| Warren county..... | |
| Mercer " | |
| Henderson county..... | |
| Total | |

Very respectfully,

ARTHUR A. SMITH,

Judge Tenth Judicial Circuit

Which was referred to the committee on the judicial department.

The Speaker laid before the House the following report from Vanus Wilcox, Judge of the 28th Judicial Circuit :

To the Honorable General Assembly of the State of Illinois:

In obedience to the requirements of the 31st section of article 6 of the constitution, I hereby report that during the last preceding two years I have held court in the counties composing my circuit (28th) 267 days, as follows :

KANE COUNTY.

| | No. Days |
|--------------------------|----------|
| February term, 1869..... | 27 |
| May " " | 20 |
| October " " | 85 |
| | —89 |
| February term, 1870..... | 26 |
| May " " | 21 |
| October " " | 88 |
| | —85 |

DU PAGE COUNTY.

| | No. Days. |
|----------------------------|-----------|
| March term, 1869..... | 6 |
| May " 1869 (special)..... | 27 |
| Sept. " 1869..... | 7 |
| | —40 |
| March term, 1870..... | 19 |
| June " 1870 (special)..... | 12 |
| Sept. " 1870..... | 4 |
| Dec. " 1870 (special)..... | 25 |
| | —60 |
| | — 100 |
| | <hr/> 267 |

The December special term, 1870, in DuPage county, extended into January, 1871, thirteen days.

Respectfully submitted, this 30th day of Jan., A. D. 1871, at Elgin, Illinois.

SILVANUS WILCOX,

Judge Twenty-Eighth Judicial Circuit.

Which was referred to the committee on judicial department.

The Governor's message, containing the first biennial report of the Board of State Commissioners of Public Charities, and the statement of the action taken by the Board of Public Charities, was taken up and

Referred to the committee on public charities.

The Governor's message, containing the statement of Hon. James H. Beveridge, secretary of the Board of State House Commissioners, was taken up and

Referred to the committee on public buildings.

The Governor's message, containing the annual report of the Board of Trustees of the State Reform School for Juvenile Offenders and Vagrants; also, the report of the Trustees, Architect and Treasurer of the Northern Hospital and Asylum for the Insane, was taken up and

Referred to the committee on public buildings.

Mr. Townsend, by leave, submitted the following :

Resolved, That the judiciary committee be and they are hereby instructed to report a bill giving justices of the peace jurisdiction to the amount of two hundred dollars in all civil cases.

Mr. King of Cook moved that said resolution be referred to the committee on judiciary.

Pending the consideration of which,

On motion of Mr. Burley,

At 12:40 P. M. the House adjourned to 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867."

In the passage of which I am directed to ask the concurrence of House of Representatives.

The House resumed the consideration of Mr. Townsend's resolution.

Mr. King of Cook, by consent, withdrew his motion to refer a resolution to the committee on judiciary.

Mr. Springer submitted the following substitute, which was accepted by Mr. Townsend:

Resolved, That it is the sense of this House that the jurisdiction of justice the peace be increased to two hundred dollars in all civil cases in which they have jurisdiction.

Mr. Townsend moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon the adoption of the resolution of Mr. Townsend,

It was decided in the affirmative, { Yeas 11
Nays 2

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barrett,
Benson,
Boyd,
Bridges,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Caldwell,
Carle,
Cary,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Coker,
Collins,
Crouch,
Cummings,
Derrickson,
Dixon,
Dodge,
Easley,
Edgcomb,
Egan,
Elder,
Fleaharty,
Foss,
Funk,
Gaines,
Gilbrath,
Gillham,
Galloway,

Messrs. Goodell,
Haines,
Hall,
Hay,
Headfield,
Hickox,
Humphrey,
Hurdley,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Jersey,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Mason,
Mayo,
McConnel,
McElvain,
McElwee,
McMasters,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison,
Morris,
Morse,
Muzzeller,
Nelson,

Messrs. Phelps,
Pitney,
Powell,
Pritchard,
Reese,
Reinhardt,
Reise of Logan,
Rensburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roeseler,
Root,
Rosa,
Rowley,
Ryan,
Sage,
Shaw,
Shelton of Warren,
Sherrill,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vannum,
Water,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barr,
Burley,
Casey of Jefferson,
Cavan,
Cunningham,
Curtiss,
Efner,
Fonke,

Messrs. Frew,
Fuller,
King of Cook,
Knoles,
Koerner,
Merritt,
Morrison of Monroe,

Messrs. North,
Olson,
Richardson,
Riggs,
Turner,
Walte,
Wight.

So the resolution was adopted.

Introduction of bills being in order,

Mr. Brayton introduced

House bill, No. 197, for "An act to regulate the issuing, by justices of the peace and police magistrates, of writs for the arrest of persons in civil actions or proceedings before judgment."

Which was referred to the committee on judiciary.

Mr. Brayton introduced

House bill, No. 198, for "An act to regulate the issuing, by justices of the peace and police magistrates, of writs for the arrest of persons in civil actions or proceedings after judgment."

Which was referred to the committee on judiciary.

Mr. Brown of Massac introduced

House bill, No. 199, for "An act declaring the franchises of railroad companies to be appurtenant to the road beds thereof, and to render the same subject to sale on executions."

Which was referred to the committee on railroads.

Leave was granted Mr. Cloud of Morgan to withdraw

House bill, No. 151, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the education of the Blind, for the year 1872 and part of the year 1873."

Mr. Cloud of Morgan introduced

House bill, No. 200, for "An act making appropriation for the support of the Illinois Institution for Feeble minded Children, from March 1, 1871, to July 1, 1873."

Which was referred to the committee on state institutions.

Mr. Easley introduced

House bill, No. 201, for "An act regulating the rate of interest on judgments and accounts."

Which was referred to the committee on judiciary.

Mr. Hawes introduced

House bill, No. 202, for "An act to amend section one of an act entitled 'an act to amend an act concerning 'Wills,' approved February 11, 1847.'"

Which was referred to the committee on judiciary.

Mr. Jones of Marshall introduced

House bill, No. 203, for "An act to alter and amend the charter of Henry Female Seminary."

Which was referred to the committee on corporations.

Mr. Knoles introduced

House bill, No. 204, for "An act providing for districting counties and appointment of supervisors for road purposes."

Which was referred to the committee on roads, highways and bridges.

Mr. Merritt introduced

House bill, No. 205, for "An act to increase the jurisdiction of the county courts in this State."

Which was referred to the committee on judiciary.

Mr. Moffit introduced

House bill, No. 206, for "An act to lay out, alter or discontinue roads, and to assess the damage in the same."

Which was referred to the committee on roads, highways and bridges.

Mr. Morray introduced

House bill, No. 207, for "An act to provide for the re-location of county seats."

Which was referred to the committee on counties and township organization.

Mr. Morrison of Monroe introduced

House bill, No. 208, for "An act authorizing the drainage of swamp and overflowed lands."

Which was referred to the committee on drainage.

Mr. Rice of Peoria introduced

House bill, No. 209, for "An act to amend the law relating to the payment of interest."

Which was referred to the committee on judiciary.

Mr. Richardson introduced

House bill, No. 210, for "An act for the relief of Henry Root."

Which was referred to the committee on claims.

Mr. Riggs introduced

House bill, No. 211, for "An act to authorize the formation of corporations to construct levees, embankments, drains, and other works for reclaiming and protecting swamp, inundated, and periodically overflowed lands."

Which was referred to the committee on corporations.

Mr. Root introduced

House bill, No. 212, for "An act to provide for the exercise of the right of eminent domain."

Which was referred to the committee on corporations.

Mr. Shelton introduced

House bill, No. 213, for "An act to provide for the execution and supervision of the State printing and binding."

Which was referred to the committee on printing.

Mr. Springer introduced

House bill, No. 214, for "An act to authorize counties, cities, towns, townships and other municipal corporations, to refund taxes illegally assessed and collected."

Which was referred to the committee on judiciary.

Mr. Springer introduced

House bill, No. 215, for "An act fixing the compensation for the members, officers and employees of the next General Assembly."

Which was referred to the committee on appropriations.

Mr. Townsend introduced

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace."

On motion of Mr. Townsend,
The rules were suspended, and the bill read a first time, and
Ordered to a second reading.

Mr. Waters introduced
House bill, No. 217, for "An act in relation to the challenge of jurors
in civil cases."

Which was referred to the committee on judiciary.

On motion of Mr. Cunningham,
At 4 o'clock P. M., the House adjourned.

THURSDAY, FEBRUARY 9, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was read.

Mr. Cummings gave notice of the following proposed amendment to
the rules of the House :

Resolved, that rule 52 be so amended as to read : "Nine o'clock in the morning
shall be the standing hour for adjournment unless otherwise ordered."

On motion of Mr. Armstrong,

The rules were suspended, and Senate messages taken up.

Senate bill, No. 6, for "An act to establish a reasonable maximum
rate of charges for the transportation of passengers, on the different
railroads in this State," was taken up and,

On motion of Mr. Haines,

The bill was read a first time, and
Ordered to a second reading.

Senate bill, No. 22, for "An act to repeal part of section ten (10) of
an act entitled 'an act to create and organize the counties therein
named,' " was taken up, and,

On motion of Mr. Armstrong,

The bill was read a first time, and
Ordered to a second reading.

Senate joint resolution, relating to the employment of official re-
porters, was taken up.

Mr. Dixon moved the previous question, on the adoption of the re-
solution.

The question being, "Shall the main question be now put ?" it was
agreed to.

The question being, "Shall said Senate joint resolution be concurred
in ?"

It was decided in the negative, { Yeas 62
Nays 78

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Barrett,
Boyd,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Casey of Shelby,
Cavan,
Cofer,
Daniels,
Derrickson,
Easley,
Edgcomb,
Egan,
Elder,
Finley,

Messrs. Foss,
Gallagher,
Gillham,
Haines,
Hawes,
Hay,
Hinchcliffe,
Johnston,
Jones of Crawford,
Knoles,
Koerner,
Landrum,
Lee,
Marsenborg,
Maron,
Mayo,
Merritt,
Moffit,
Murray,
Morris,
Nelson,

Messrs. North,
Olson,
Pixley,
Powell,
Pritchard,
Price,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Richardson,
Rives,
Rodgers of Madison,
Roessler,
Sanford,
Whitney,
Williams,
Wight,
Wright,

Those voting in the negative are,

Messrs. Allen,
Barr,
Benson,
Berry,
Bralden,
Brayton,
Briscoe,
Brown of Bond,
Burnside,
Carle,
Cary,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Cummings,
Cunningham,
Dixon,
Dodge,
Dwight,
Ehner,
Fleharty,
Fouke,
Frew,
Gal en,
Galbraith,

Messrs. Galloway,
Goodell,
Hall,
Hickox,
Humphrey,
Hunter,
Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Langston,
Latimer,
Leith,
Manley,
McConnell,
McEvain,
McElwee,
McMasters,
Miller of Madison,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musselter,

Messrs. Phelps,
Rice of Sangamon,
Rich,
Riggs,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sage,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vernum,
Vocke,
Walte,
Waters,
Webb,
Williamson,
Mr. Speaker.

So the resolution was not concurred in.

Mr. Cary moved the reconsideration of the vote just taken, and the moved to lay that motion upon the table; which was agreed to.

Leave of absence until Wednesday next, was granted Messrs. Turner, McMillan and Ayers.

Leave of absence was granted Mr. Hawes until Monday, Feb. 20th.

On motion of Mr. Koerner,

The rules were suspended, and the following resolution was adopted:

Resolved, That the use of this hall be given to the Marquis de Chambum, Friday evening, February, 10th, for the purpose of soliciting aid for the suffering people of France.

On motion of Mr. Cummings,
At 12:25 P. M., the House adjourned.

FRIDAY, FEBRUARY 10, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Gregg.

The journal of yesterday was read.

Leave of absence, until Monday next, was granted Messrs. Massenberg, Miller of Madison, Barrett, Daniels, Burley, Smith of Ogle and Gass.

Leave of absence, until Tuesday next, was granted Messrs. Senne, Carpenter, Stillwell, Rodgers of Madison, Waite, Williamson, Pritchard, Dodge, Jones of Marshall, Phelps and Reese.

Mr. Hinchcliffe presented a petition of citizens of Tolono, praying for the passage of the miners protection bill, heretofore introduced; which was

Referred to the committee on mines and mining.

Mr. Rodgers of Madison presented a petition of citizens of Bethalto, Madison county, in favor of legislative protection for the health and lives of miners; which was

Referred to the committee on mines and mining.

Mr. McConnell presented a petition of citizens of Woodstock, McHenry county, in relation to the assessment and equalization of taxes; which was

Referred to the committee on revenue.

Mr. Dixon presented a petition of citizens of Cook county, in relation to the pavement of streets and alleys in cities; which was

Referred to the committee on municipal affairs.

Mr. Webb presented a petition of J. W. Samuels and others, in relation to the publication of the Decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Rice of Peoria presented a resolution from the Illinois State Dental Society, relative to the interests of their profession; which was

Referred to the committee on miscellaneous subjects.

Mr. Braiden presented a resolution of the Board of Supervisors of Lee county, in relation to the equalization of the assessment of enumerated articles of personal property; which was

Referred to the committee on revenue.

Mr. Braiden presented a resolution of the Board of Supervisors of Lee county, in favor of the repeal of the registry law; which was

Referred to the committee on elections.

Mr. King of Cook, from the committee on fees and salaries, submitted the following:

To the Honorable the House of Representatives of the State of Illinois :

Your committee on fees and salaries, to which has been referred divers bills and resolutions in relation to the salary and compensation to be paid to the judiciary of this State, has instructed me to report the following bill.

WM. H. KING,
Chairman.

The report of the committee was concurred in, and the bill (House bill, No. 218,) for "An act to provide for and fix the salaries of the Judges of the Supreme Court," was

Ordered to a first reading.

Mr. Mayo, from the committee on finance, submitted the following report:

The finance committee, to whom was referred House bill, No. 123 for "An act to provide stationery and postage for the use of committees," instruct me to report said bill to the House, with the recommendation that said bill do not pass, and ask that the committee be discharged from the further consideration thereof.

Mr. Cummings moved that the enacting clause of the bill be stricken out.

The question being, "Shall the enacting clause be stricken out?"

It was decided in the affirmative, { Yeas..... 77
 { Nays..... 56

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Barnes,
Barr,
Benson,
Berry,
Bralden,
Briscoe,
Burnside,
Carle,
Cary,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dixon,
Dodge,
Dwight,
Finley,
Fouke,
Frew,
Galnes,
Galbraith,

Messrs. Gaar,
Goodell,
Hall,
Hickox,
Hinchcliff,
Humphrey,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Kenny,
Langston,
Latimer,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McIlwae,
Miller of St. Clair,
Moffit,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussatter,
Powell,

Messrs. Ralls,
Reese,
Reinhardt,
Reiser of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Root,
Sage,
Shaw,
Shelton of Warren,
Sherrill,
Stewart,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Waite,
Webb.

Those voting in the negative are,

Messrs. Adams,
Austin,
Boyd,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Cavan,
Collins,
Curtiss,

Messrs. Daniels,
Derrickson,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Flehart,
Foss,
Gallagher,
Gillham,

Messrs. Galloway,
Haines,
Hay,
Herdman,
Hunter,
Johnson,
Kelley,
King of Cook,
King of Jersey,
Knies,
Kocner,

Messrs. Landrum,
Lee,
Mason,
McMasters,
Morgan,
Murray,
Nelson,
North,

Messrs. Olson,
Phelps,
Pixley,
Price,
Remsberg,
Richardson,
Roberts,
Roessler,

Messrs. Sanford,
Schwartz,
Sheldon of Champaign,
Waters,
Whitney,
Williams,
Wight,
Wright.

So the enacting clause was stricken out.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations, to whom was referred House bill, No. 32, for "An act to repeal section 3, of an act entitled 'an act to incorporate the Chicago District Camp Ground Association,' approved March 7, 1867, and to provide a substitute for said section," have the honor to report that they have had the same under consideration, and beg leave to refer the same back to the House, it being in violation of section 1, article 11, of the constitution, which provides that "No corporation shall be created by special laws, or its charter extended, changed or amended, except those for charitable, educational, penal or reformatory purposes, which are to be and remain under the patronage and control of the State." Your committee are engaged in framing a general corporation law to cover the objects sought by said bill and bills of a like character, and your committee ask to be discharged from further consideration of same.

The report of the committee was concurred in, and the committee discharged from further consideration thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill. No. 33, for "An act to encourage the planting of useful trees in this State."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Gillham,

The rules were suspended for the purpose of considering a resolution.

On motion of Mr. Gillham,

The following preamble and resolution were adopted.

WHEREAS the State of Illinois is now the empire agricultural State of this Union, and is destined at no very distant day to be the empire State of the world ; and whereas the agricultural interests are paramount to all others in the State, and a great portion of the revenue for the erection of the State House now building is being furnished by that interest ; and whereas it is just and proper that an apartment in said new State House be assigned for the accommodation of the various specimen cabinets now being collected at the capital, and a hall of convenient size for the meeting and transacting the business of the aforesaid interests ; therefore,

Resolved, That the committee on public buildings and grounds be and are hereby instructed to ascertain what provision, if any, is made in the architecture of the new capitol edifice, for the accommodation of the aforesaid agricultural interest ; and report to this House at as early a day as practicable.

Leave was granted Messrs. Egan and Mayo to permanently hold the seats they now occupy.

On motion,

Leave was granted to all members to permanently occupy seats which they now hold.

The Speaker laid before the House the following report of George W. Pleasants, Judge of the 6th Judicial Circuit:

To the Honorable the Senate and House of Representatives of the State of Illinois:

Pursuant to the requirement in section 31, of article 6, of the constitution, I have the honor to report that the number of days I have held court in the several counties composing my circuit, the preceding two years, is as follows:

| 1869—ROCK ISLAND COUNTY. | | No. Days. |
|--------------------------|-----|-----------|
| January term | 10 | |
| May term | 80 | |
| September term | 80 | |
| | —70 | |
| 1869—HENRY COUNTY. | | |
| February term | 44 | |
| June term | 5 | |
| October term | 38 | |
| | —87 | |
| 1870—ROCK ISLAND COUNTY. | | |
| January term | 18 | |
| May term | 36 | |
| September term | 29 | |
| | —83 | |
| 1870—HENRY COUNTY. | | |
| February term | 18 | |
| June term | 20 | |
| October term | 00 | |
| | —38 | |
| Total | | |

The October term, 1870, lapsed in consequence of severe illness, by which I was prostrated during the progress of the September term preceding.

Respectfully submitted,

GEO. W. PLEASANTS,
Judge Sixth Judicial Circuit

Which was referred to the committee on the judicial department.

The Speaker laid before the House the following report from Theodore W. Murphy, Judge of the 13th Judicial Circuit:

WOODSTOCK, Feb. 8, 1871

To the Honorable General Assembly of the State of Illinois:

In pursuance of the 31st section of article 6 of the constitution, I have the honor to report that within the two years last passed I have held court—

| | |
|--------------------------------|---------|
| In the county of McHenry | 61 days |
| " " DeKalb | 72 |
| " " Boone | 29 |
| | —162 |

The same being the counties composing the 13th judicial circuit.

THEO D. MURPHY,
Judge Thirteenth Judicial Circuit

Which was referred to the committee on judicial department.

On motion of Mr. Phelps,

The rules were suspended for the purpose of considering a resolution, and

Mr. Phelps submitted the following :

WHEREAS it has become apparent to the suburban members of this House that they have no rights nor privileges which other members are bound to respect ; and whereas said suburban members have been summarily deprived of certain rights and privileges, through the anxiety of other members to occupy eligible seats to which they are not entitled, because placed in this hall since the time of the regular drawing and occupied without the permission of this House ; and whereas the continued occupancy of said smuggled seats by said members is a continued deprivation of the rights of those members who were unfortunate at the time of said drawing ; and whereas it is not the desire of said suburban members to be crowded entirely out of the hall, but their wish that they may at least be allowed to remain inside the lobby ; therefore,

Resolved, That those members who are now occupying desks, tables and seats upon the floor of this hall which have been added to the number existing at the time of the regular drawing, or which have been smuggled into eligible positions at the expense of the rights and privileges of other members, be requested and required to vacate them forthwith.

And be it further resolved, That the Doorkeeper be required to remove such smuggled desks, tables and seats from the positions which they now occupy, and from this hall, if they or their occupants in any manner interfere with the rights and privileges of other members ; and that said Doorkeeper be required to place the seats of suburban members as far forward and as near Mr. Speaker as they were at the time of the regular drawing : *Provided*, that members of this House shall be allowed to change seats with each other if they desire.

Mr. Merritt moved to lay the resolution on the table ; which motion was not agreed to.

Mr Haines moved to refer said resolution to the committee on rules.

Mr. Root moved to amend Mr. Haines' motion by inserting "legislative apportionment" in place of "rules" ; which motion was agreed to.

Mr. Armstrong moved that Mr. Phelps have leave to withdraw his resolution ; which motion was not agreed to.

The question being upon the motion to refer to the committee on legislative apportionment, it was not agreed to.

Mr. Humphrey moved the previous question upon the adoption of the resolution.

And the question being, " Shall the main question be now put ? " it was decided in the affirmative.

The question recurring upon the adoption of the resolution of Mr. Phelps, it was agreed to.

On motion of Mr. Derrickson,

The rules were suspended for the purpose of considering a resolution, and

Mr. Derrickson submitted the following :

WHEREAS, an act was passed by the General Assembly and approved by the Governor, February 28, 1869, appropriating four hundred thousand dollars for the improvement of the Illinois River ; and whereas, it appears, from the reports submitted to this House by his excellency, the Governor, that a large part of said four hundred thousand dollars has been expended ; and whereas, our new constitution enjoins, and the welfare of the people of the State requires, a strict accountability on the part of her servants ; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That joint committees of five be raised—three from the House and two from the Senate whose duty it shall be to inquire into and ascertain how, in what manner, and for what purpose, the said four hundred thousand dollars, or any part thereof, may have been expended, and make report of all the material facts and conclusions which they may arrive, to this House, at as early a day as shall be practicable.

On motion of Mr. Derrickson,

Said resolution was adopted.

Mr. Morray moved the suspension of the rules for the purpose considering a resolution; which motion was not agreed to.

Mr. Cummings moved to take up his proposed amendment to rule relating to the hour of meeting; which motion was not agreed to.

Introduction of bills being in order,

Mr. Barnes introduced

House bill, No. 219, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Cloud of Morgan introduced

House bill, No. 220, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, 1871, to the first of June, 1873."

Which was referred to the committee on state institutions.

Mr. Cofer introduced

House bill, No. 221, for "An act to authorize cities, townships, school districts and other municipal corporations to issue bonds to raise money."

Which was referred to the committee on corporations.

Mr. Cummings introduced

House bill, No. 222, for "An act to repeal section seven of an act entitled 'an act to organize and regulate the business of life insurance companies,' approved March 26, 1869."

Which was referred to the committee on revenue.

Mr. Curtis introduced

House bill, No. 223, for "An act to amend section four (4) of chapter eighty (80), of the Revised Statutes of A. D. 1845, entitled 'Persons.'"

Which was referred to the committee on judiciary.

Mr. Elder introduced

House bill, No. 224, for "An act to define the jurisdiction of justices of the peace and police magistrates in this State."

Which was referred to the committee on municipal affairs.

Mr. King of Cook introduced

House bill, No. 225, for "An act to enable towns lying within (2) twenty miles of cities having more than thirty thousand inhabitants to become incorporated for municipal purposes."

Which was referred to the committee on municipal affairs.

Mr. King of Jersey introduced

House bill, No. 226, for "An act to amend section 17 of the Revised Statutes of 1845, chapter 64, entitled 'Licenses.'"

Which was referred to the committee on judiciary.

Mr. Knoles introduced

House bill, No. 227, for "An act creating county superintendents of schools, ex officio school treasurers."

Which was referred to the committee on education.

Mr. Koerner introduced

House bills, No. 228, for "An act to enable towns and villages in this State having commons, to grant and alienate the same."

Which was referred to the committee on judiciary.

Mr. Morray introduced

House bill, No. 229, for "An act to amend sections 37, 38, 39, 40, 41, 42, 43, of chapter fifty-seven of the Revised Statutes of the State of Illinois, touching property exempt from executions."

Which was referred to the committee on judiciary.

Mr. Morris introduced

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways."

Which was referred to the committee on roads, highways and bridges.

Mr. Rice of Peoria introduced

House bill, No. 231, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Roessler introduced

House bill, No. 232, for "An act for the relief of the children of John Stilgebower."

Which was referred to the committee on claims.

Mr. Whitney introduced

House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869."

On motion of Mr. Whitney,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Leave was granted Mr. Waters to withdraw House bill, No. 24, for "An act to incorporate the Grand Pier Mining and Manufacturing Company."

Mr. Armstrong introduced

House bill, No. 234, for "An act concerning the improvements of streets in cities having a population of more than ——— thousand."

Which was referred to the committee on municipal affairs.

Mr. Vocke introduced

House bill, No. 235, for "An act to provide for the suppression, regulation, restraining, controlling and registration of houses of ill-fame and prostitution in cities of more than thousand inhabitants."

Which was referred to the committee on municipal affairs.

Mr. Easley introduced

House bill, No. 236, for "An act to suppress incendiary fire, and to secure due care by insured persons against fire."

Which was referred to the committee on insurance.

Mr. Easley introduced

House bill, No. 237, for "An act for the removal of county seats

Which was referred to the committee on counties and township organization.

On motion of Mr. Fleharty,

Leave was granted Mr. Johnston to permanently occupy the now held by him."

House bills on first reading being in order,

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls and trees,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 166, for "An act regulating the reporting and publication of the decisions and opinions of the Supreme Court,"

Was taken up, read a first time, and,

On motion of Mr. Sanford,

The bill was recommitted to the committee on judiciary.

House bill, No. 218, for "An act to provide for and fix the salaries of the Judges of the Supreme Court,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois,"

Was taken up, read a second time, and,

On motion of Mr. Haines,

The bill was referred to the committee of the whole and ordered printed.

On motion of Mr. Haines.

The rules were suspended for the purpose of taking up House No. 43, for "An act to repeal an act entitled 'an act to change the mode of electing certain officers in a county therein named.'"

On motion of Mr. Haines,

The bill was read a third time, the bill and all the amendments thereto having first been printed.

And the question being, "Shall this bill pass, with the emergency and time of taking effect therein expressed?"

It was decided in the negative,

| | |
|--------------|----|
| } Yeas | 10 |
| { Nays | 1 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barrett,
Beason,
Berry,
Boyd,
Brown of Bond,
Brown of Massac,
Campbell,
Case of Shelby,
Clark of LaSalle,
Cloud of Macoupin.

**Messrs. Collins,
Cummings,
Curtiss,
Daniels,
Dixon,
Dwight,
Easley,
Edgcomb,
Ehler,
Egan,
Elder,
Fleaharty,
Foss.**

Means. Gaines,
Galbraith,
Gallagher,
Galloway,
Goodell,
Haines,
Hay,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Johnston.
Jones of Crawford

Messrs. Jones of Marshall,
Kelly,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Langston,
Lee,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McElwee,
McMasters,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,

Messrs. Morray,
Morrill,
Morris,
Morrison of Cook,
Olson,
Pixley,
Powell,
Price,
Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rich,
Richardson,
Riggs,
Rodgers of Platt,
Roe,
Roessler,
Root,

Messrs. Rowley,
Sage,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Stewart,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Waters,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Burnside,
Cofer,
Cloud of Morgan,
Cunningham,
Finley,

Messrs. Fouke,
Gillham,
Jeffries,
Latimer,
Morrison of Monroe,
Nelson,

Messrs. Phelps,
Ralls,
Rives,
Roberts,
Rodgers of Madison,
Webb.

On motion of Mr. Galloway,

The vote taken on the passage of the bill was reconsidered, and,

On motion of Mr. Galloway,

The further consideration of the bill was postponed until Tuesday, the 14th day of February next, at 11 o'clock A. M.

Mr. Hinchcliffe, by leave, introduced the following :

Resolved, That the committee on education be and they are hereby requested to inquire into the expediency and utility of instituting a School of Mines for the State of Illinois, on a basis similar to that of the Industrial University of this State, and that said committee be respectfully requested to report their conclusions on this subject to the House at an early day, by bill or otherwise.

Which was referred to the committee on education.

Mr. King of Cook, by leave, introduced the following :

Resolved, That the Clerk is hereby directed to place, or cause to be placed on the desk of each member, all bills and other matter ordered by this House to be printed, as soon as printed: *Provided*, that the House shall be in session; and that no bill shall be put upon its final passage until the bill and all amendments thereto shall have laid, in printed form, on the desks of the members at least one day.

Mr. Barr submitted the following proposed new rule as a substitute for the resolution offered by Mr. King of Cook :

"Rule —. The Clerk of this House shall cause all bills and other matter ordered to be printed, to be printed within thirty-six hours after such order; and shall cause such printed bills or other matter to be laid upon the table of each member at the next meeting of the House after such printing is done, and no bill shall be put upon its final passage unless the same and all amendments thereto, in printed form, shall have laid on the desks of the members at least three days, and been considered in the committee of the whole."

On motion of Mr. Mayo,

The whole subject was referred to the committee on rules.

Mr. Rice of Sangamon moved that Mr. Rice of Peoria have leave to occupy the seat he now holds the balance of the session.

Pending the consideration of which,

On motion of Mr. Williams,

At 12:40 o'clock P. M., the House adjourned.

SATURDAY, FEBRUARY 11, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was read.

On motion of Mr. Root,

That portion of the journal relating to the passage of House bill No. 43, and also rule 57 of the House, was referred to the committee on rules, with instruction to report as to the manner in which the journal should be made up in regard to bills containing an emergency clause and that such report be made as early as Tuesday morning next.

Leave of absence, until Tuesday next, was granted Messrs. Keller, Hunter, McMasters, Cloud of Macoupin, Briscoe, Brown of Bond, Reinhardt, Vennum, Morrill, Nelson, Austin, Whitney, Benson, Jones of Crawford, White and Berry.

On motion of Mr. Hay,

The rules were suspended, and,

On motion of Mr. Hay,

It was

Resolved by the House of Representatives, the Senate concurring, That the special committee appointed to inquire and report relative to the disposition of the funds appropriated for the improvement of the Illinois River, when raised, be required to make inquiry and report relative to money appropriated for the improvement of the Little Wabash River.

Ordered that the Clerk inform the Senate thereof, and ask the concurrence therein.

Mr. Dixon moved that the rules be suspended, in order to introduce a resolution; which motion was not agreed to.

Mr. Burnside presented a petition from citizens of Clinton county praying for the passage of a general law regulating the height of mill dams; which was

Referred to the committee on corporations.

Mr. Sherrill presented a petition from Isaac Sheen, praying for the enactment of a general law, under which publication societies can be organized; which was

Referred to the committee on corporations.

Mr. Sheldon presented a communication from J. H. Crawford, in relation to road labor; which was

Referred to the committee on roads, highways and bridges.

Mr. King of Cook, from the committee on fees and salaries, to whom was referred certain bills in relation to the fees of officers, reported back the following bill: House bill, No. 238, for "An act to abolish the office of Assistant Adjutant General."

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. King of Cook, from the committee on fees and salaries, to whom was referred House bill, No. 26, for "An act fixing the salaries of the judges of the Supreme Court of this State," reported the same back, amended, with a recommendation that the same, as amended, be substituted for House bill, No. 218, for "An act to provide for and fix the salaries of the judges of the Supreme Court," and that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Roberts gave notice that he would move to amend the bill by striking out the words "six thousand" where they occurred, and inserting "eight thousand."

Mr. Cummings gave notice that he would move to amend by striking out "six thousand" and inserting "four thousand."

Mr. Galloway, from the committee on canal and river improvements, submitted the following report:

The committee on canal and river improvements, to which was referred that portion of the Governor's message, which relates to the Illinois and Michigan Canal, and to the improvements upon the Illinois and Little Wabash Rivers, have had the same under consideration, and have directed me to report a bill, and to ask that the rules be suspended, and that the bill be now read a first time, and ordered to be printed for the use of the House.

Mr. Galloway moved that the rules be suspended, in order that the bill might now be read a first time; which motion was not agreed to.

The bill (House bill, No. 239,) for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois River," was then

Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to whom was referred House bill, No. 64, for "An act to incorporate the Guardian Angel Orphan Asylum Society of Chicago, county of Cook, State of Illinois," beg leave to report that the passage of the law contemplated by said bill, is specially prohibited by section one, article eleven (11) of the constitution.

Your committee, therefore, ask to be discharged from the further consideration of said bill.

The report of the committee was concurred in, and the bill was laid on the table; and the committee discharged from the further consideration thereof.

Under the order of unfinished business, the question before the House was the motion of Mr. Rice of Sangamon, that Mr. Rice of Peoria might be permitted to occupy the seat he now holds.

Mr. Dixon moved to amend, by adding the name of Mr. Cavan.

Mr. Finley moved to amend the amendment, by adding all those occupying seats not selected at the time of drawing seats.

On motion of Mr. Williams,

The whole subject was laid on the table.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the Second Annual Report of the Southern Illinois Normal University, the Eleventh Biennial Report of the Illinois Institution for the education of the Blind, and the Report of the State House Commissioners for the years 1869 and 1870.

[See Legislative Documents.]

Introduction of bills being in order,

Mr. Barnes introduced,

House bill, No. 240, for "An act to incorporate Savings Banks."

Which was referred to the committee on corporations.

Mr. Brown of Massac introduced,

House bill, No. 241, for "An act in relation to locating or changing county seats."

Which was referred to the committee on counties and township organization.

Mr. Herdman introduced,

House bill, No. 242, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

Which was referred to the committee on education.

Mr. Morray introduced,

House bill, No. 243, for "An act concerning railroad or other private corporations, and providing for the diversion of donations made to the credits loaned to the same."

Which was referred to the committee on railroads.

Mr. Pixley introduced,

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors in Clay county,' approved March 8, 1869."

Which was referred to the committee on counties and township organization.

Mr. Root introduced

House bill, No. 245, for "An act to abolish the office of Adjutant General."

Which was referred to the committee on militia.

Mr. Rowley introduced,

House bill, No. 246, for "An act to repeal an act incorporating the city of Nashville, in Washington county."

Which was referred to the committee on municipal affairs.

On motion of Mr. Armstrong,

Mr. Cummings was added to the committee on counties and township organization.

On motion of Mr. Vocke,
The rules were suspended in order to introduce a resolution, and,
On motion of Mr. Vocke,
It was

Resolved, that the use of the hall of this House be granted to Marquis de Chambrum this evening, for the purpose of a lecture on the subject of the suffering French people.

Mr. King of Jersey, at 11:30 o'clock A. M., moved that the House adjourn; which motion was not agreed to.

House bill, No. 239, for "An act to appoint commissioners of the Illinois and Michigan canal and river improvement, and to make an appropriation for the improvement of the navigation of the Illinois river,"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Galloway,
The bill was ordered to be printed.

Mr. Morrison of Monroe moved the reconsideration of the vote by which the bill was ordered printed.

Mr. Olson moved to lay the motion to reconsider on the table; which motion was not agreed to.

Pending the consideration of the motion to reconsider,

Mr. Cary moved that the House adjourn to 2:30 o'clock P. M. for the sole consideration of the subject pending.

Mr. Frew moved that the House do now adjourn; which motion was not agreed to.

The question being upon Mr. Cary's motion,
At 1:05 P. M. the House adjourned to 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the consideration of the motion of Mr. Morrison of Monroe, to reconsider the vote by which House bill, No. 239, was ordered to be printed.

Mr. Haines moved that the House do now resolve itself into the committee of the whole; which motion was agreed to.

And thereupon the House went into the committee of the whole, with Mr. Dixon in the Chair.

After some time,

Mr. Dixon, from the committee of the whole, reported that they had had the matter of printing, under consideration, and had made some progress therein, and asked leave to sit again.

The report of the committee was not concurred in.

Mr. Curtiss gave notice of the following proposed amendment to the rules:

Notice is hereby given that a motion, on Monday next, will be made that the following rule be adopted:

"**RULE 64.** That when a standing committee report a bill to House and recommend its passage, that it be then ordered to be printed, and that any amendment thereto, when adopted, be ordered to be printed, and that the bill and amendment or amendments thereto, respectively, as soon as printed, be placed upon the desks of the members."

Pending the consideration of the motion of Mr. Morrison of Monroe, to reconsider the vote by which House bill No. 239 was ordered to be printed,

On motion of Mr. North,
At 5:10 o'clock P. M., the House adjourned.

MONDAY, FEBRUARY 13, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of Saturday was read.

Mr. Watkins presented a petition from sundry citizens of McLeansboro county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. McMillan presented a petition from sundry citizens of Macoupin county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Rowley presented a remonstrance from members of the bar of Washington county, against any change in time, manner or place of holding sessions of the Supreme Court; which was

Referred to the committee on judicial department.

Mr. McConnell presented a communication from R. Bishop, in relation to bridges within the limits of incorporated towns; which was

Referred to the committee on municipal affairs.

Mr. Goodell presented a petition from W. W. Taft and thirty-five citizens of Iroquois county, in relation to taxation for road purposes; which was

Referred to the committee on roads, highways and bridges.

Mr. Goodell presented an editorial from the "Paxton Record," in relation to the subject of road laws; which was

Referred to the committee on roads, highways and bridges.

Mr. Cofer presented a petition from sundry citizens of Dongola county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Smith of Ogle presented a petition from sundry citizens of Ogle county, praying for the passage of a new road law whereby the road tax shall be paid in money only; which was

Referred to the committee on roads, highways and bridges.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty, of the Revised Statutes, entitled 'Bigamy,' approved February 8, 1855," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable thing," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported House bill, No. 248, for "An act in regard to garnishment," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported House bill, No. 249, for "An act in regard to attachment before justices of the peace," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Cary, from the committee on judiciary, to which was referred House bill, No. 10, for "An act to establish a uniform jurisdiction, in civil cases, of justices of the peace and police magistrates throughout the State of Illinois," reported the same back and recommended that the enacting clause be stricken out.

Leave was granted Mr. Lee to withdraw said bill, and so
The bill was withdrawn.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations having considered House bill, No. 65, for "An act to enable Soldiers' Monument Associations to become incorporated," respectfully report the same back, and recommend that it lie on the table, for the reason that such organizations may be provided for in a general law, including kindred societies in its provisions.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Price, from the committee on corporations, submitted the following report :

Your committee on corporations have considered House bill, No. 221, for "An act to authorize cities, townships, school districts, and other municipal corporations to issue bonds to raise money."

Your committee are of the opinion that said bill should be committed to the committee on municipal affairs; they, therefore, ask to be discharged from its further consideration.

The report of the committee was concurred in, and the bill was
Referred to the committee on municipal affairs.

A message from the Senate, by Mr. Griggs :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Springer,

The rules were suspended for the purpose of considering a resolution.

Mr. Springer then submitted the following :

Resolved, That the Secretary of State be and he is hereby requested to report to this House the whole cost to the State of printing the reports of the Trustees of the Industrial University, the Auditor's Report on the Insurance Department, the report of the Board of Public Charities, and the report of the Superintendent of Public Instruction, and upon whose order said reports were published ; also the whole cost of printing all matter authorized by the last General Assembly for the use of this General Assembly, and a detailed statement of the respective items, and the cost of each.

Mr. Crouch moved to refer said resolution to the committee on printing ; which motion was not agreed to.

Mr. Sheldon moved that said resolution be referred to the committee on contingent expenses ; which motion was not agreed to.

The question being upon the adoption of the resolution, it was agreed to.

The Speaker laid before the House the following communication from the Auditor of State :

STATE OF ILLINOIS, AUDITOR'S OFFICE,
SPRINGFIELD, Feb. 10, 1871.

TO HON. WILLIAM M. SMITH.

Speaker of the House of Representatives :

SIR : In compliance with the following resolution, passed by the House of Representatives, viz :

Resolved, That the State Auditor and Secretary of State be and hereby are requested to furnish this House, as soon as possible, the whole expense of the late Constitutional Convention of this State, including, particularly and in detail, the expenses of printing, binding, paper and cost of books, of any and every description, furnished by the State to and for the said Convention and the several members thereof.

I have the honor to present the accompanying statement.

The only books known by me to have been "furnished by the State to and for the said Convention and the several members thereof," are those styled the "Convention Globe."

I have been delayed in answering this resolution, in order to obtain the measurement and cost of said book.

Very respectfully,

C. E. LIPPINCOTT,
Auditor P. A.

STATEMENT OF THE EXPENSES OF THE CONSTITUTIONAL CONVENTION OF ILLINOIS, 1869-1870.

| | | |
|--|-------------|--------------|
| To official reporters, reporting | \$21,142 18 | ..... |
| " " index of proceedings, Globe form | 2,082 80 | ..... |
| " " messenger | 648 00 | ..... |
| | | \$23,822 98 |
| To printing paper for convention work | | 8,969 28 |
| " Journal of Convention | \$2,674 62 | ..... |
| " current work of convention | 10,526 42 | ..... |
| " Convention Register and Journal composition | 6,597 21 | ..... |
| " proceedings in Globe form | 8,808 21 | ..... |
| " constitution in newspapers in State, \$80 each | 9,240 00 | ..... |
| " and translating constitution in foreign languages | 2,854 49 | ..... |
| To Convention Register furnished members | 4,098 90 | ..... |
| " Journal | 8,169 20 | ..... |
| To proof reader of Convention Register, Journal and Globe | 2,142 00 | ..... |
| " printing committee, for serving after adjournment | 234 00 | ..... |
| | | \$50,345 05 |
| " binding Journal of Convention and Globe | | 2,500 00 |
| | | |
| Total reporting, printing paper, printing and binding | | \$85,637 26 |
| To members, officers, employees and chaplains | | 84,499 60 |
| " rent of committee rooms | \$847 85 | ..... |
| " clerks of committees | 942 00 | ..... |
| " janitors of committee rooms | 2,505 00 | ..... |
| " furniture, stoves, fuel, etc., for committee rooms | 1,324 02 | ..... |
| | | \$5,618 87 |
| " postage | \$2,232 00 | ..... |
| " stationery | 7,750 00 | ..... |
| | | \$9,982 00 |
| " extra clerks and employees in Secretary of State's office | | 2,583 00 |
| " blank books for recording Convention Journal | | 90 00 |
| " recording and indexing Convention Journal | | 500 00 |
| " maps and articles furnished | | 78 25 |
| " ice furnished | | 114 00 |
| " repairs of desks, keys, etc. | | 59 00 |
| " janitor in water closet | | 261 25 |
| " enrolling new constitution | | 100 00 |
| " distribution of new constitution, blanks and election tickets | | 641 70 |
| | | |
| Total | | \$190,164 93 |

NOTE.—The sum of \$2,504 32 is included in items of printing of Convention Globe, for which a warrant has not yet been issued. The binding account has not yet been adjusted—will be a balance due therefor.

On motion of Mr. Armstrong,
Said communication and statement were laid on the table and one thousand copies thereof ordered printed.

The Speaker laid before the House the following communication from the State House Commissioners:

STATE HOUSE COMMISSIONERS' OFFICE,
SPRINGFIELD, ILL., Feb. 9, 1871.

TO THE HON. WILLIAM M. SMITH,
Speaker of the House of Representatives:

SIR—We have the honor to acknowledge the receipt of a copy of a resolution passed by the House of Representatives, on the 7th inst., as follows:

Resolved, That the State House Commissioners be requested to furnish to the House a full statement of all contracts made for furnishing stone for the new

State House, with whom such contracts were made, and at what prices, and whether competition was invited by public notice for proposals, and contracts awarded to the lowest responsible bidders, or contracts awarded at a private letting, and if any contracts or orders now exist for furnishing stone to be used above the basement story—if so, with whom, and in what manner were such contracts made, at public or private letting, and what price was agreed to be paid for the same.

And in response thereto, would beg leave to say: The Board of State House Commissioners, organized under the act providing for the erection of a new State House, approved February 25th, 1867, made but one contract for furnishing stone for the new State House, which was done under the provisions of section 2 of the Supplemental Act approved February 27th, 1867.

The advertisement for "Proposals" was made November 8th, 1867, and the bids were opened December 20th, 1867. Six proposals were received; of these, two were withdrawn. Of the four remaining, two were made by parties representing the so-called Joliet quarries, and two by parties interested in quarries in Hancock county, Illinois.

Messrs. J. J. & W. H. Mitchell proposed to furnish stone from the Lemont quarries at an average price of \$1.26 ⁴⁰/₁₀₀ per cubic foot, delivered on the State House grounds.

Messrs. Sanger and Steel proposed to furnish the stone from their quarries at Joliet, at an average price of \$1.25 per cubic foot, delivered on the cars in Springfield. At that time there was no track leading to the grounds from either railroad passing through the city, and the bid was not within the provisions of their advertisement.

The Nauvoo Stone Company proposed to furnish the stone at an average of \$1.23 ⁵⁰/₁₀₀ per cubic foot, delivered on the grounds.

And Messrs. R. W. McClaughry & Co. offered to furnish the stone and deliver on the grounds at an average price of \$1.04 ⁰⁰/₁₀₀ per cubic foot.

The bids were all itemized except that of Sanger & Steel, and it was found, on computation, that the bid of Messrs. R. W. McClaughry & Co., on the whole amount of stone called for in the specifications, was \$56,922 less than that of Messrs. Mitchell, \$53,068 less than that of Sanger & Steel, and \$49,588 less than that of Nauvoo Stone Co. and the Commissioners having no discretion under the law, awarded the contract to Messrs. R. W. McClaughry & Co. on their bid, and the stone used under the contract cost the State a little less than 9 cents per foot, delivered on the new State House grounds. This contract embraced all the stone used in the foundation of the new State House, and all the stone used under the provision of the act of 1867.

The present board was organized under an act to amend the law of 1867, pertaining to the new State House, approved March 11, 1869. They have not at any time invited bids by public notice or otherwise, for proposals to furnish stone, and have never awarded a contract for that purpose at any public or private letting, and no contract or order made by them does now, or ever did exist for furnishing stone to be used in or above the basement story, except as hereinafter stated.

Section 2 of the act of 1869 provides that the State House Commissioners shall procure from the penitentiary "whatever materials, and

all kinds of materials, of every name and nature whatsoever—*stone, iron and labor*, and all else which the Penitentiary Commissioners can furnish towards the completion of the new State House, *and from no other place.*”

Guided by the letter and spirit of the law as understood by the Commissioners, the plans and specifications for the cut stone work of the new State House were furnished the Warden of the Penitentiary, describing particularly the class and dimensions of the stone required, and the kind and quality of the work, limiting them only as follows: “The cut stone to be furnished from the Joliet or Lemont quarries—of the best quality found in those regions. All stone to be sound and free from all defects; to be the whitest and most uniform color that can be procured. The workmanship to be first class,” etc.

On the 16th of December, 1869, the Penitentiary Commissioners submitted the following proposition to our board: “The undersigned Commissioners of the Illinois State Penitentiary, do hereby propose to furnish, cut and deliver, the stone for the basement story of the new State House, according to the above and foregoing specifications, and the plans and drawings furnished us by the State House Architects and Superintendents, and subject to all the conditions therein,” etc. And our duty, under the law, being plain, the proposition was accepted.

Early in the year 1870 the Penitentiary Commissioners, with the knowledge and consent, and under the advice of the State House Commissioners, entered into a contract with Messrs. Sanger & Steel to deliver all the stone required for the outer walls of the basement story, at the penitentiary dock on the canal, at 73 cents per cubic foot, the State House Commissioners insisting only that the stone furnished should be “of the best quality of magnesian limestone from their quarries in Will county, Illinois; sound, free from any seams, shakes, or other imperfections or defects, and uniform in color throughout; and all the stone uniform in color with each other.” Under this order or arrangements, all the stone used in the basement story is furnished.

About the 1st of August last the Penitentiary Commissioners suggested the propriety of procuring stone for the work above the basement story, giving as a reason for the necessity of this early action, that the stone could not be safely quarried later than the 1st to 15th of October, on account of the liability to break, from the effects of frost, and that unless ordered in season to quarry before that time, and to ship before the water was drawn from the canal, the convicts in the stone department of the prison would be without employment a greater portion of the winter.

For the reasons urged by the Penitentiary Commissioners, and that the work might commence early the coming spring, and that there might be no delay for the want of cut stone, our board consented, and advised that the Penitentiary Commissioners contract “with some responsible party to furnish *all* the stone that would be used above the basement story,” with the usual limitation as to kind, color and quality of stone, and agreed to pay them the cost of the stone, a reasonable compensation for cutting, and the cost of transportation, requesting that the contract might provide for the transfer of the same to the State House Commissioners, should a contingency arise requiring it.

Our board insisted that the contract should include all the stone for the outer walls, for the reason that having commenced the superstructure with stone of one quality and color, no change could be made without marring the beauty and harmony of the exterior of the building; and having commenced the use of stone from one quarry, unless the contract provided for the delivery of the whole amount, the State would be at the mercy of the owner of such quarry.

After full consultation with the State House Commissioners, and with their consent, the Penitentiary Commissioners entered into a contract with Edwin Walker, Esq., of Lemont, for the delivery of the stone for the exterior walls of the new State House, at the penitentiary dock, at 80 cents per cubic foot.

We were advised that the price agreed to be paid was a reasonable one for the class of stone required, and that though a little in excess of the price paid Messrs. Sanger & Steel, (about ten per cent.) the difference in the cost of cutting, rendered it much the cheaper stone for the class of work required. Mr. Gross, the foreman in the stone yard at the penitentiary, a practical stone cutter, and of large experience both as to quality of each class of stone and the cost of cutting, and other practical stone cutters, placing that difference at from 10 to 15 per cent. in favor of the Lemont stone, according to the quality of the work; some even going so far as to say that the difference in the cost of cutting was greater than the cost of the Lemont stone; or, in other words, that the Lemont stone, for the use intended, was cheaper at 80 cents per cubic foot than that of Messrs. Sanger & Steel at gratuity.

Respectfully submitted.

JACOB BURN,
JAMES O. ROBINSON, } *Commissioners.*
JAMES H. BEVERIDGE,

On motion of Mr. Burley,

Said communication was laid on the table, and one thousand copies thereof ordered printed.

The Speaker laid before the House the following communication from W. L. Chambers, Circuit Clerk of DeWitt county :

STATE OF ILLINOIS, }
DeWitt County. } I, William L. Chambers, Clerk of the Circuit Court within and for said county and State, do hereby certify that said court was held forty-seven (47) days in the year 1869, and forty-nine (49) days in the year 1870, making a total of ninety-six (96) days said court was in session during the two years next preceding the first day of January, A. D. 1871.

[SEAL.]

In witness whereof I have hereunto set my hand and the seal of said court this seventeenth day of January, A.D. 1871.

WM. L. CHAMBERS, *Clerk.*

Which was referred to the committee on judicial department.

The Speaker laid before the House the following communication from the Circuit Clerk of Logan county :

STATE OF ILLINOIS, }
Logan County. } I, for C. W. Koehule, Clerk of the Circuit Court
 within and for said county, in the State aforesaid, do hereby certify that the fol-
 lowing is a true and correct statement of the number of days of court held in the
 years 1869 and 1870, respectively :

| | | |
|-----------------------|---------|-----|
| April term, 1869..... | 22 days | |
| Oct. " 1869..... | 20 " | —42 |
| Jan. " 1870..... | 12 " | |
| April " 1870..... | 16 " | |
| Oct. " 1870..... | 24 " | —52 |

Total number of days for 1869 and 187094

Witness my hand and the seal of said court, at Lincoln, this
 [SEAL.] 19th day of January, A. D 1871.

For C. W. KOEHULE, *Clerk.*

By C. M. REED, *Deputy.*

Which was referred to the committee on judicial department.

The Governor's message, containing "The Second Annual Report of the Trustees of the Southern Illinois Normal University," located at Carbondale, "The Eleventh Biennial Report of the Illinois Institution for the Education of the Blind," located at Jacksonville; and "The Report of the State House Commissioners," was taken up, and

That part of the message containing "The Second Annual Report of the Trustees of the Southern Normal University," located at Carbondale, and "The Eleventh Biennial Report of the Illinois Institution for the Education of the Blind," located at Jacksonville, was

Referred to the committee on state institutions.

That part of the message containing "The Report of the State House Commissioners," was

Referred to the committee on public buildings and grounds.

Under the order of unfinished business,

The question upon the motion of Mr. Morrison of Monroe to reconsider the vote by which House bill, No. 239, was ordered printed, was taken up.

And the question being, "Shall the vote by which said bill was ordered printed, be reconsidered?"

It was decided in the negative, { Yeas 24
 Nays 71

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
 Boyd,
 Braiden,
 Carle,
 Cummings,
 Cunningham,
 Dwight,
 Finley,

Messrs. Fouke,
 Gaines,
 Goodell,
 Hickox,
 Hundley,
 Jeffries,
 Latimer,
 McElwee,

Messrs. McMillan,
 Morrison of Cook,
 Morrison of Monroe,
 Ralls,
 Rice of Sangamon,
 Riggs,
 Springer,
 Webb.

Those voting in the negative are,

Messrs. Barr,
 Belson,
 Brayton,
 Burley,
 Burnside,
 Campbell,

Messrs. Clow,
 Cofer,
 Collins,
 Crouch,
 Curtiss,
 Daniels,

Messrs. Derrickson,
 Dixon,
 Easley,
 Edgcomb,
 Ether,
 Elder,

Messrs. Fiehart, Foss, Frew, Galbraith, Gallagher, Galloway, Haines, Hay, Herdman, Hinchcliffe, Humphrey, Johnston, Jones of Crawford, King of Jersey, Knoles, Koerner, Landrum, Lee,

Messrs. Manley, Mason, Mayo, Merritt, Miller of St. Clair, Moffit, Morgan, Morris, Morse, North, Olson, Phillips, Pixley, Powell, Price, Remsburg, Rice of Peoria, Rich,

Messrs. Roberts, Roe, Root, Rowley, Sage, Sanford, Shaw, Sheldon of Champ, Shelton of Warren, Sherrill, Smith of Ogle, Stewart, Townsend, Vocke, Waters, Watkins, Wight.

So the motion to reconsider was not agreed to.

The introduction of bills being in order,

Mr. Barr introduced

House bill, No. 250, for "An act to protect vendors' liens in cases, and to provide for the recording of the evidence thereof."

Which was referred to the committee on judiciary.

Mr. Egan introduced

House bill, No. 251, for "An act relative to public warehouses, to give effect to article thirteen of the constitution."

On motion of Mr. Egan,

The rules were suspended, and the bill read a first time.

Mr. Egan moved the suspension of the rules in order to introduce resolution; which motion was not agreed to.

Mr. Morgan moved the suspension of the rules, and that the last read be referred to the committee on inland commerce and warehouses; which motion was not agreed to.

The bill was then ordered to a second reading.

Mr. Heafield introduced

House bill, No. 252, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Hundley introduced,

House bill, No. 253, for "An act regulating the practice of medicine and surgery in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Springer introduced

House bill, No. 254, for "An act to provide for the leasing of the Illinois Penitentiary, to abolish the office of Penitentiary Commissioners, and to amend and consolidate into one act all laws in relation to said penitentiary."

Which was referred to the committee on penitentiary.

Mr. Herdman introduced

House bill, No. 255, for "An act for the preservation of sheep."

Which was referred to the committee on agriculture.

House bills on first reading being in order,

House bill, No. 26, for "An act fixing the salaries of the judges of the Supreme Court of this State,"

Was taken up and read a first time.

Mr. Goodell moved that the bill be recommitted to the committee on fees and salaries, with the instruction to report, in one bill, salaries for State officers, and supreme and circuit judges.

Mr. Galloway moved that the further consideration of this subject be postponed until next Wednesday, February 15th, at 11:30 o'clock A. M. ; which motion was not agreed to.

On motion of Mr. Sheldon,

The further consideration of the bill was postponed until Thursday, February 16th, at 11 o'clock A. M.

Mr. Roberts, at 12:40 o'clock P. M., moved that the House do now adjourn ; which motion was not agreed to.

On motion of Mr. Armstrong,

At 12:45 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

Upon assembling,

Mr. Roberts moved that the House do now adjourn ; which motion was not agreed to.

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' ' approved February 8, 1855,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable thing,"

Was taken up, and.

On motion of Mr. Haines,

The bill was recommitted to the committee on judiciary.

House bill, No. 248, for "An act in relation to garnishment,"

Was taken up.

Mr. Sheldon moved to suspend the rules, in order that 1,000 copies of said bill be ordered printed.

Mr. Campbell moved the previous question.

And the question being, "Shall the main question be now put ?" it was decided in the affirmative.

The question being upon the motion to suspend the rules and print one thousand copies of House bill, No. 248, it was agreed to.

Mr. Springer moved that the vote just taken be reconsidered.

On motion of Mr. Campbell,

Said motion was laid upon the table.

Mr. Roberts, at 3:25 o'clock P. M., moved that the House do now adjourn.

Which motion was not agreed to.

House bill, No. 238, for "An act to abolish the office of Assistant Adjutant General,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 249, for "An act in regard to attachment before justices of the peace,"

Was taken up.

On motion of Mr. Barnes,

The rules were suspended, and,

On motion of Mr. McMillan,

One thousand copies of said bill were ordered printed.

On motion of Mr. Haines,

The rules were suspended, and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers, on the different railroads of this State,"

Was taken up and read a second time.

On motion of Mr. Haines,

The bill was referred to the committee on railroads.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS, an act was passed by the General Assembly and approved by Governor, February 28, 1869, appropriating four hundred thousand dollars for the improvement of the Illinois River; and whereas, it appears, from the report submitted to this House by his excellency, the Governor, that a large part of the four hundred thousand dollars has been expended; and whereas, our new constitution enjoins, and the welfare of the people of the State requires, a strict accountability on the part of all her servants; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee of five be raised—three from the House and two from the Senate, whose duty it shall be to inquire into and ascertain how, in what manner, and for what purpose, the said four hundred thousand dollars, or any part thereof, have been expended, and make report of all the material facts and conclusions which they may arrive, to this House, at as early a day as shall be practicable.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring, That the special committee appointed to inquire and report relative to the disposition of the funds appropriated for the improvement of the Illinois River, when raised, be requested to make inquiry and report relative to money appropriated for the improvement of the Little Wabash River.

House bill, No. 120, for "An act concerning bail in civil cases,"

Was taken up, read a second time, and,

On motion of Mr. Sanford,

Referred to the committee of the whole and 1,000 copies ordered printed.

House bill, No. 150, for "An act in regard to attachments in counties of record,"

Was taken up, and,

On motion of Mr. Cary,

One thousand copies were ordered printed.

House bill, No. 152, for "An act concerning drovers,"

Was taken up, read a second time, and,

On motion of Mr. Springer,

Referred to the committee of the whole and 500 copies ordered printed.

House bill, No. 153, for "An act in regard to marks and brands,"

Was taken up, read a second time, and,

On motion of Mr. Springer,

Referred to the committee of the whole and 500 copies ordered printed.

House bill, No. 164, for "An act for the prevention of nuisances upon buildings, fences, walls and trees,"

Was taken up, read a second time, and,

On motion of Mr. Herdman,

Referred to the committee of the whole and 500 copies ordered printed.

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace,"

Was taken up, read a second time, and,

On motion of Mr. Townsend,

Referred to the committee of the whole and 500 copies ordered printed.

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court,"

Was taken up.

On motion of Mr. Roberts,

The consideration of the bill was postponed until Thursday next, February 16th, at 11 o'clock A. M.

House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869,"

Was taken up, read a second time, and,

On motion of Mr. Armstrong,

Referred to the committee on counties and township organization.

On motion of Mr. Springer,

The House resolved itself into the committee of the whole for the purpose of considering bills referred to said committee, and Mr. Armstrong was called to the chair.

After some time,

Mr. Armstrong, from the committee of the whole, reported that the committee had had under consideration House bill, No. 3, for "An act to authorize taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold, or otherwise disposed of by or for said railroad company," and had made some progress therein.

Also, that the committee of the whole had had under consideration, House bill, No. 7, for "An act for the protection of farmers and fruit

growers," and had made some progress therein, and asked leave to sit again.

The report of the committee was concurred in, and leave was granted to sit again.

Mr. Morrison of Monroe gave notice of the following proposed new rule:

"Rule 35.—On the second reading of a bill the Speaker shall state it ready for commitment, amendment or printing; and no bill shall be ordered to a third reading, or considered in committee of the whole until five days after it shall have been printed and laid upon the desks of the members: *Provided*, that bills reported from a committee may be printed after the first reading by order of a majority of the House."

Which was referred to the committee on rules.

Mr. Root gave notice of the following proposed new rule:

"Every bill, immediately after its first reading, shall be ordered to be printed, unless objection is made; in which case the question shall be determined without debate. The clerk shall, as soon as any bill is printed, place the same on the desks of the members. All amendments to bills shall be printed when adopted, and shall be laid on the desks of members. Amendments to bills shall be printed separately with sufficient explanation showing their proper location in the bill, and by order of the House, to be decided without debate, the whole bill amended may be printed."

Which was referred to the committee on rules.

On motion of Mr. Curtiss,

A new rule, proposed by him on Saturday, was referred to the committee on rules.

On motion of Mr. Miller of St. Clair,

At 5:35 o'clock P. M., the House adjourned.

TUESDAY, FEBRUARY 14, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Harvey.

The journal of yesterday was read.

On motion of Mr. King of Cook,

The rules were suspended, and

House bill, No. 26, for "An act fixing the salaries of the judges of the Supreme Court of this State," and House bill, No. 218, for "An act to provide for and fix the salary of judges of the Supreme Court,"

Were re committed to the committee on fees and salaries.

Mr. Cummings submitted the following proposed new rule, which under the rule, lies over one day:

"Nine o'clock in the morning shall be the standing hour of adjournment, unless otherwise ordered."

Mr. Herdman presented a petition of the Illinois State Dental Society, relative to the interests of the dental profession; which was

Referred to the committee on agriculture.

Mr. Root, from the committee on rules, submitted the following report :

The committee on rules, to whom was referred the resolution offered by Mr. Root, in regard to rule 57, do report that they have had the same under consideration, and recommend the adoption of the following as rule 57, in place of rule 57, as now existing :

“Rule 57.—When an emergency is expressed in the preamble or body of the act, as a reason why such act should take effect prior to the first day of July next after its passage, and when such act contains a clause or proviso fixing such time prior to the first day of July, the question put shall be, “Shall the bill pass?” and if decided affirmatively by a vote of two-thirds of all the members elected to the House, then the bill shall be deemed passed; but, if upon such a vote, a majority of less than two-thirds of said members vote affirmatively on said question, then the vote on said bill shall be deemed reconsidered, and the bill subject to amendment by striking out such parts thereof as expresses an emergency, and the time of taking effect; and then said bill shall be under consideration upon its third reading, with the emergency clause and time of taking effect stricken out.”

The report of the committee was concurred in, and the proposed new rule (by the committee) was adopted.

Mr. Egan, from the committee on rules, submitted the following report :

The committee on rules, to whom was referred the resolution of Mr. Fleharty, having had the same under consideration, report the same back, and ask to be discharged from further consideration thereof.

The report of the committee was concurred in, and,

On motion of Mr. Egan,

Mr. Fleharty's resolution was laid on the table, and the committee was discharged from the further consideration thereof.

Mr. Root, from the committee on rules, submitted the following report :

The committee on rules would recommend the following as the proper journal form for bill expressing an emergency, where two-thirds do not vote in the affirmative :

“The bill was read a third time; and the same and all amendments thereto having first been printed, and an emergency being expressed in the preamble (or body of the act, as the case may be) as a reason why it should take effect prior to the first day of July next; and the question being, ‘Shall the bill pass?’ the vote was taken thereon: Yeas, ; nays,

“Those voting in the affirmative are. . . .

“Those voting in the negative are. . . .

“And it appearing that two-thirds of all the members elected to the House did not so direct; but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill was declared to stand as reconsidered, and subject to amendment, by striking out such parts of said bill as expressed an emergency and time of taking effect; and the bill being amended by striking out the

same, and the question being, 'Shall the bill pass?' it was decided in the affirmative (or negative, as the case may be): Yeas, nays,

"Those voting in the affirmative are....."

"Those voting in the negative are....."

The report of the committee was concurred in, and

The proposed form for the journal was adopted.

Mr. Egan, from the committee on rules, submitted the following report:

The committee on rules, to whom was referred the resolution offered by Mr. Roe, having had the same under consideration, report the same back, and that they are unable to define the duties of the various committees or to assign the appropriate duties of the committee of the House other than is already expressed in the designation of the same.

The report of the committee was concurred in, and,

On motion of Mr. Egan,

Mr. Roe's resolution was laid on the table.

Mr. Egan, from the committee on rules, submitted the following report:

The committee on rules, to whom was referred so much of the journal of February 10th, as relates to the final vote on House bill No. 43, have had the same under consideration, and recommend the following correction to the journal be made:

After the words "Shall this bill pass?" add the words following to-wit: "With the emergency and time of taking effect therein expressed."

The committee further recommend that the following words be stricken out:

"This bill, reciting an emergency in the body of the act, whereby it should go into effect immediately, and not receiving a vote of two thirds of the members elected, it was declared not passed."

The report of the committee was concurred in, and

The above corrections were ordered to be made.

Mr. Egan, from the committee on rules, submitted the following report:

The committee on rules, to whom was referred sundry resolutions offered by Messrs. Morrison of Monroe, King of Cook, Barr, Curtis and Root, do report that they have had the same under consideration and recommend the adoption of the following as rule 34, in place of rule 34, as now existing:

"Rule 34.—Every bill, immediately after its first reading, shall be ordered to be printed, unless objection is made, in which case the question shall be determined without debate; then the question shall be, 'Shall the bill be read a second time?' The Clerk shall, as soon as any bill is printed, place the same on the desks of the members. All amendments to bills shall be printed when adopted, and shall in like manner be laid on the desks of the members; amendments to bills shall be printed separately, with sufficient explanation showing their proper location in the bill."

Also amend rule 35, by striking out after the word "engrossed" the words "and printed."

The rule will then stand as follows :

"Rule 35.—On the second reading of a bill, the Speaker shall state it ready for commitment, amendment, or to be engrossed for a third reading; but any bill may be recommitted at any time before its passage."

Mr. Morrison of Monroe moved to amend the report by substituting the following for rule 35 :

"Rule 35.—On the second reading of a bill, the Speaker shall state it ready for commitment, amendment or printing; and no bill shall be ordered to a third reading or considered in committee of the whole, until five days after it shall have been printed and laid upon the desks of members: *Provided*, that bills reported from a committee may be printed after the first reading by order of a majority of the House, and without debate. The Clerk shall, as soon as any bill is printed, place the same on the desks of the members. All amendments to bills shall be printed when adopted, and shall in like manner be laid on the desks of the members; amendments to bills shall be printed separately, with sufficient explanation showing their proper location in the bill."

Mr. Cummings moved the previous question.

The question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon the adoption of the substitute of Mr. Morrison of Monroe,

| | | | |
|------------------------------------|---|-----------|----|
| It was decided in the affirmative, | { | Yeas..... | 88 |
| | | Nays..... | 45 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Benson,
Boyd,
Briscoe,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Fouke,
Frew,
Gaines,
Galbraith,

Messrs. Gass,
Gillham,
Galloway,
Goodell,
Hall,
Hay,
Herdman,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kenny,
Knoles,
Koerner,
Landrum,
Latimer,
Lee,
Leith,
Manley,
McElvain,
McElwee,
McEwen,
McMillan,
Miller of Madison,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Pritchard,
Price,
Ralls,
Reiss of Logan,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Sage,
Sanford,
Shaw,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vocke,
Waite,
Webb,
Whitney.

Those voting in the negative are,

Messrs. Barr,
Brayton,
Burley,
Caldwell,
Campbell,
Chandler,
Clark of Kane,
Clow,
Curtiss,
Derickson,
Dixon,
Dodge,
Easter,
Ehner,
Egan,

Messrs. Fiehart,
Foss,
Funk,
Gallagher,
Haines,
Humphrey,
Johnson,
Mason,
Mayo,
McConnell,
Merritt,
Moffit,
Morrill,
Morris,
North,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Rensberg,
Roe,
Root,
Senne,
Sheldon of Champe,
Shelton of Warren,
Short,
Watkins,
Wight,
Wright,
Mr. Speaker.

So the report was amended by the adoption of the substitute.

The question recurring upon the adoption of the report of the committee as amended by the substitute of Mr. Morrison of Monroe was agreed to.

On motion of Mr. Springer,

500 copies of the rules, as amended, were ordered printed.

Mr. King of Cook, from the committee on fees and salaries, made the following report:

Your committee on fees and salaries, to which was referred House bills, No's. 26 and 218, would respectfully report back House bill 218, with the recommendation that it be ordered printed and referred to the committee of the whole; and would report back House bill 26, with the recommendation that it lie upon the table.

The report of the committee was concurred in, and, by unanimous consent, the previous order of the House that the consideration of these bills be made the special order for Thursday, February 16th, 11 o'clock A.M., was rescinded; and House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court" was ordered printed and referred to the committee of the whole.

And House bill, No. 26, for "An act fixing the salaries of the Judges of the Supreme Court of this State," was laid upon the table.

A message from the Governor, by E. B. Harlan, Private Secretary,

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the "Report of the State Agent for the collection of War Claims;" also, the "Second Annual Report of the Adjutant General, for the year ending November 30, 1870."

[See Legislative Documents.]

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour—being House bill, No. 43, "An act to repeal an act to change the time of electing certain officers in a county therein named."

The bill was read a third time; and the same and all amendments thereto having first been printed, and an emergency being expressed in the preamble as a reason why it should take effect prior to the day of July next,

And the question being, "Shall this bill pass?"

Mr. Rice of Sangamon moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the question, "Shall this bill pass?"

It was decided in the affirmative, { Yeas.....131
Nays..... 7

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Benson,
Boyd,
Bralden,
Brayton,
Briscoe,
Brown of Massac,
Burley,
Campbell,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Easter,
Edgcomb,
Efner,
Egan,
Elder,
Fleharty,
Foss,
Fouke,
Frew,
Funk,

Messrs. Gaines,
Galbraith,
Gallagher,
Galloway,
Gass,
Goodell,
Hall,
Haines,
Hay,
Headfield,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Knole,
Koerner,
Latimer,
Lee,
Leith,
Manley,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McElvain,
Merritt,
Miller of Madison,
Moffit,
Murray,
Morrill,
Morris,
Morrison of Cook,
Morse,
North,
Olson,

Messrs. Phelps,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reise of Logan,
Ramsberg,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Root,
Sage,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Carle,
Cloud of Morgan,

Messrs. Finley,
McMillan,

Messrs. Morgan,
Morrison of Monroe.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. King of Cook, from the committee on fees and salaries, submitted the following report:

Your committee on fees and salaries, to whom was referred certain bills relating to the salary of circuit judges, would respectfully report the following bill and recommend that it be ordered to a first reading:

House bill, No. 256, for "An act to fix the salary of the judges of the circuit courts in this State and of the judges of the superior court of Cook county."

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. King of Cook, from the committee on fees and salaries, submitted the following report:

The committee on fees and salaries, to whom was referred certain resolutions and bills regarding the compensation of State officers, would respectfully report the following bill and recommend that it be ordered to a first reading :

House bill, No. 257, for "An act to fix the salaries of the Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report :

To the Honorable, the House of Representatives of the State of Illinois :

The committee on public buildings and grounds would respectfully report that they have made a full and careful examination of the books, papers, proposals and contracts pertaining to the new State House, and the laws in reference to the erection of the same, and we would respectfully submit the following report :

We have examined and compared all advertisements for proposals ; also all proposals received and contracts made since November 30, 1868. We find, by this comparison, that the advertisements for proposals exactly conform to the requirements of section 2 of the supplemental act, approved February 27, 1867. We find, also, that the published report of the commissioners, for 1869 and 1870, showing each separate proposal and the parties to whom the contracts were awarded, exactly agrees with the original papers on file in the office of the Secretary of State. For details we would respectfully refer you to said printed report.

We have thoroughly examined the books, receipts, bills, etc., from November 30, 1868, to November 30, 1870, with direct reference to the disbursements by the commissioners, under the last law and since the action of the last General Assembly on this subject, and find them correct.

The statement hereto attached shows the total amount expended on new State House, from the beginning, and the several items for which said expenditures were made :

| | |
|---|--------------|
| Amount expended to Nov. 30, 1868..... | \$329,329 42 |
| Amount expended from Nov. 30, 1868, to Nov. 30, 1869..... | 197,830 28 |
| Amount expended from Nov. 30, 1869, to Nov. 30, 1870..... | 278,548 48 |

| | |
|---|--------------|
| Total amount expended to Nov. 30, 1870..... | \$805,208 08 |
|---|--------------|

The above total amount we find subdivided as follows :

| | |
|--|--------------|
| For foundation | \$465,686 67 |
| commissioners' pay (see Analysis "A")..... | 24,895 00 |
| salaries, including secretary to commissioners, "B"..... | 20,100 15 |
| architect, including \$5,000 for extra plans, "C"..... | 21,618 98 |
| advertising for plans and proposals | 4,105 70 |
| stationery | 629 55 |
| office expenses, \$1490 rent included | 2,544 14 |
| traveling expenses, \$47 to architect | 1,048 17 |
| postage | 165 12 |

| | | |
|---|------------|--------------|
| Incidentals: | | |
| Total since books were opened | \$2,098 79 | |
| Charged in foundation account | 842 98 | |
| | | \$1,755 81 |
| Legal expenses: | | |
| Palmer & Hay | \$1,250 00 | |
| C. Beckwith | 2,500 00 | |
| Stuart, Edwards & Co. | 1,250 00 | |
| | | 5,000 00 |
| For premiums paid for original plans | | 3,000 00 |
| railroad track to grounds and around building.... | | 1,000 00 |
| excavation, since foundation | | 167 40 |
| dimension stone, paid penitentiary | | 109,452 98 |
| laying concrete | | 2,490 90 |
| cutting stone | | 61,709 91 |
| stone masonry | | 15,289 75 |
| brick masonry | | 72,068 39 |
| sewerage | | 9 20 |
| water | | 788 28 |
| lumber | | 509 74 |
| penitentiary, owes state | | 639 90 |
| | | |
| Total | | \$814,165 74 |
| Percentage retained on contracts: | | |
| Barnard & Gowan | \$8,810 32 | |
| J. W. Smith | 50 97 | |
| John H. Miller | 101 37 | |
| | | 8,962 66 |
| | | \$805,203 08 |

"A" ANALYSIS. COMMISSIONERS' ACCOUNT.

| | |
|--------------------------------|-------------|
| Paid W. T. Vandever | \$2,235 00 |
| Philip Wadsworth | 2,240 00 |
| W. L. Hambleton | 2,305 00 |
| J. W. Smith | 2,395 00 |
| J. O. Robinson | 5,135 00 |
| Jacob Bunn | 4,995 00 |
| J. H. Beveridge | 5,090 00 |
| | |
| Total commissioners' pay | \$24,395 00 |

"B" ANALYSIS. SALARIES ACCOUNT.

| | |
|--|-------------|
| Paid J. C. Webber, secretary commissioners | \$3,140 00 |
| W. D. Clark, assistant superintendent | 8,538 45 |
| Willie Clark, rodman | 1,498 00 |
| David Doe, porter | 2,050 50 |
| Alexander Pender | 1,152 70 |
| Charles Brodie, at Joliet | 588 00 |
| A. B. Robinson, sand receiver | 172 50 |
| R. M. Robinson, " " | 150 00 |
| O. Marble, surveyor | 200 00 |
| man in lime house | 50 00 |
| J. H. Beveridge, secretaay of board | 2,565 00 |
| | |
| Total paid for salaries | \$20,100 15 |

"C" ANALYSIS. ARCHITECT ACCOUNT.

| | |
|--|-------------|
| Paid Cochrane & Piquenard 2½ per cent. on estimate | \$16,618 98 |
| " " extra plan..... | 5,000 00 |
| Total architect account..... | \$21,618 98 |

All of which is respectfully submitted.

W. C WATKINS,
Chairman.

Feb. 14, 1871.

On motion of Mr. Armstrong,
Five hundred copies of said report were ordered printed.
Leave of absence was granted Mr. King of Cook.

On motion of Mr. Cummings,
At 12:45 o'clock P. M., the House adjourned.

WEDNESDAY, FEBRUARY 15, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was read.

Leave of absence was granted Messrs. Morrison of Monroe, McKelwee, Finley, Galbraith, Rowley and Benson.

The Speaker announced as the joint committee on the part of the House, to investigate the disposition of funds appropriated for the improvement of the Illinois River and Little Wabash, Messrs. Derrickson, Daniels and Fouke.

Mr. Ralls presented a petition from sundry citizens of Randolph county, praying for the location of a southern penitentiary in the city of Chester, Randolph county, Ill.; which was

Referred to the committee on penitentiary.

Mr. Jones of Marshall presented a petition of sundry citizens of Marshall county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Berry presented a petition of sundry citizens of Montgomery county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Watkins presented a petition of sundry citizens of McLean county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Casey of Shelby presented a petition of sundry citizens of Shelby county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Cummings presented a petition of S. P. Shrape and others, in relation to the publication of the decisions of the Supreme Court; which was

Referred to the committee on judiciary.

Mr. Lee presented a letter addressed to himself, on the subject of grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Brown of Massac presented a petition of sundry colored citizens of Massac county, praying for the passage of a law to keep up separate schools, for the benefit of the white and colored races; which was

Referred to the committee on education.

Mr. Ryan presented a petition of the board of supervisors of Lee county, praying for the repeal of the registry law; which was

Referred to the committee on elections.

On motion of Mr. Lee,

The vote by which his letter was referred to the committee on inland commerce and warehouses was reconsidered, and leave was granted Mr. Lee to withdraw said letter.

Mr. Wright presented a petition from the trustees of the town of Sidney, in relation to the equalization of railroad freight tariffs all along the different channels of transit to the points of destination; which was

Referred to the committee on railroads.

Mr. Roe, from the committee on state institutions, submitted the following report :

The committee on state institutions, to which was referred House bill, No. 101, for "An act establishing the office of State Superintendent of Prison Instruction, respectfully report that they have had the same under consideration, and that they recommend the objects designed to be accomplished by the bill; but inasmuch as the object may be accomplished without the creation of a special office for the purpose, they have prepared, and beg leave herewith to report, a substitute for the said bill, and to report back the original bill, with the recommendation that it lie upon the table, and to recommend the passage of the substitute.

The report of the committee was concurred in, and

House bill, No. 101, for "An act establishing the office of State Superintendent of Prison Instruction,"

Was laid upon the table, and

House bill, No. 258, for "An act providing for prison education, the establishment and maintenance of prison libraries, and making and authorizing appropriations to carry into effect the provisions of said act,"

Was ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 19, for "An act to regulate the reporting of the decisions of the Supreme Court of this State," with the recommendation that it do not pass.

The report of the committee was not concurred in.

Mr. Cary moved that the enacting clause of the bill be stricken out.

Mr. Waite moved to lay the motion of Mr. Cary on the table ; which motion was agreed to.

And the bill was ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court," which was

Ordered to a first reading.

Mr. Watkins, from the committee on public buildings and grounds, reported House bill, No. 260, for "An act to prohibit the payment of per diem or salary to the boards of trustees of state institutions and commissioners of public buildings and improvements."

On motion of Mr. Watkins,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Mr. Root, from the committee on corporations, to which was referred House bill, No. 117, for "An act to provide for the formation of corporations," reported the same back, perfected, with the following title :

House bill, No. 117, for "An act providing for the formation of corporations for agricultural, mechanical, chemical, printing, publishing, manufacturing and building purposes ; for supplying villages, towns and cities with gas or water ; for transportation of property or passengers otherwise than by railroads and by water ; for erecting and operating hotels, elevators and warehouses ; for constructing and operating telegraph lines and horse and dummy railroads, and for constructing and operating docks, wharves, slips and basins," with the recommendation that the bill pass, and that it be printed on its first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading and 1000 copies ordered printed.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable things," with the recommendation that it be ordered to a first reading and 1000 copies ordered printed.

The report of the committee was concurred in, and the bill

Ordered to a first reading and 1000 copies ordered printed.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report :

The committee on public buildings and grounds, to which was referred House bill No. 83, have had said bill under consideration, and have instructed me to report it back to the House, with the recommendation that it lie upon the table.

The report of the committee was concurred in, and

House bill, No. 83, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution,"

Was laid upon the table.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report :

The committee on public buildings and grounds have instructed me to report to this House the following resolution, and recommend its adoption :

Resolved, That the committee on public buildings and grounds be and they are hereby authorized and instructed to employ three competent, disinterested, practical builders, for the purpose of measuring and inspecting the material and labor done on the new State House: *Provided*, such measurement shall not cost to exceed five hundred dollars.

W. C. WATKINS, *Ch'man*.

The report of the committee was concurred in, and the resolution adopted.

Mr. Clark, from the committee on public charities, submitted the following report :

REPORT OF THE COMMITTEE ON PUBLIC CHARITIES.

The committee on public charities respectfully report to the House of Representatives that they have had under consideration the resolution referred to them, requesting them to inquire into the necessity of the passage of a law authorizing the building of an asylum for the hopelessly insane, and would recommend that instead of the erection of a new building at this time, that the two hospitals for the insane, now in course of erection, should be pushed to completion at the earliest practicable moment.

They have also had under consideration the resolution instructing them to inquire into the expediency of reporting "a bill requiring married daughters to provide for indigent parents," and would beg leave to report the same back to the House, and ask leave to be discharged from the further consideration thereof.

Also, a petition requesting the Legislature to make legal provision for sending to the lunatic asylum persons who have committed capital crimes, and been cleared of the same on the plea of insanity, and would report the same back to the House, and ask to be discharged from the further consideration of the same.

All of which is respectfully submitted.

ANSON L. CLARK, *Chairman*.

The report of the committee was concurred in, and the committee discharged from the further consideration of the resolution and petition referred to in their report.

Mr. Cloud of Morgan moved that House bill, No. 83, for "An act making appropriations for the erection of a chapel and school building for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution," be taken from the table and referred to the committee on state institutions; which motion was not agreed to.

Mr. Galloway, from the committee on federal relations, submitted the following report :

The committee on federal relations, to which was referred the resolutions offered by Mr. Jones of Crawford, have had the same under consideration, and report it back, and recommend that it be adopted.

Mr. Sheldon moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon concurring in the report of the committee, it was agreed to.

So the resolutions of Mr. Jones of Crawford was adopted, to-wit :

WHEREAS a memorial is now pending before Congress, asking indemnity and remuneration for Joseph J. Petrie, of Crawford county, Illinois, for services rendered and expenses incurred by him in conducting two expeditions in the depth of winter, in the years 1849 and 1850, from the Sacramento Valley, in the State of California, into the mountains, on the waters of Deer Creek, resulting in the deliverance of over seventy emigrants, men, women and children, who, but for his generous humanity, would have met a miserable death from privation and exposure; and whereas the Legislature of California has addressed resolutions to Congress, respectfully urging the claim of said memorialist in the premises; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all necessary and honorable efforts to secure an early and favorable consideration by Congress of the memorial of the said Joseph J. Petrie, for the services rendered and expenses incurred by him, as aforesaid, whereby men, women and children were rescued from a horrible death and from privation and suffering of the most revolting character.

Resolved, That the Governor be requested to forward to each of our Senators and Representatives in Congress a copy of these resolutions.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the President of the Senate has appointed, on the part of the Senate, the following Senators as members of the joint committee to inquire into the disposition of funds appropriated for the improvement of the Illinois river and also of the Little Wabash river: Senators Dore and Reddick.

Introduction of bills being in order,

Mr. Burley introduced

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by manufacturers of ale, porter, mineral waters and others."

Which was referred to the committee on miscellaneous subjects.

Mr. Cary introduced

House bill, No. 262, for "An act to remove the remains of the late General John A. Rawlins to Springfield, Illinois, and erect a monument over the same."

Which was referred to the committee on appropriations.

Mr. Clond of Morgan introduced

House bill, No. 263, for "An act giving jurisdiction to county courts in all cases where the change or alteration of the names of persons may be involved, and defining the manner of proceedings in such cases."

Which was referred to the committee on judiciary.

Mr. Cummings introduced

House bill, No. 264, for "An act to repeal an act entitled 'an act to amend the revenue laws, and to establish a State Board for the

equalization of assessments,' approved March 8, 1867;" also "An act entitled an act to amend an act entitled 'an act to amend the revenue laws, and to establish a State Board for the equalization of assessments,' approved March 26, 1867."

Which was referred to the committee on revenue.

Mr. Curtiss introduced

House bill, No. 265, for "An act relating to the competency of witnesses in civil cases."

Which was referred to the committee on judiciary.

Mr. Gillham introduced

House bill, No. 266, for "An act regulating qualification of jurors and to regulate publications."

Which was referred to the committee on judiciary.

Mr. Gillham introduced

House bill, No. 267, for "An act to prohibit domestic animals from running at large."

Which was referred to the committee on agriculture.

Mr. Haines introduced

House bill, No. 268, for "An act relating to public warehouses, and to give effect to article thirteen of the constitution of this State."

Which was referred to the committee on inland commerce and warehouses.

Mr. Haines introduced

House bill, No. 269, for "An act in relation to the rights of women."

Which was referred to the committee on miscellaneous subjects.

Mr. Johnston introduced

House bill, No. 270, for "An act to provide for the relinquishment of dower and curtesy of married men and women who are insane."

Which was referred to the committee on judiciary.

Mr. Landrum introduced

House bill, No. 271, for "An act to abolish the office of county superintendent of schools."

Which was referred to the committee on education.

Mr. Koerner introduced

House bill, No. 272, for "An act for the purchase and distribution of certain reports of the decisions of the Supreme Court of the State of Illinois."

Which was referred to the committee on judiciary.

Mr. King of Cook introduced

House bill, No. 273, for "An act to provide for the division of certain school towns."

Which was referred to the committee on education.

Mr. Langston introduced

House bill, No. 274, for "An act to provide for the payment of costs, in all appeals from the decisions of justices' courts, by appellants."

Which was referred to the committee on judiciary.

Mr. Langston introduced

House bill, No. 275, for "An act for the keeping open of drains constructed by public authority, and to punish persons for filling up or obstructing drains."

Which was referred to the committee on drainage.

Mr. Lee introduced

House bill, No. 276, for "An act to repeal an act to amend chapter one hundred and six of the Revised Statutes, entitled 'Venne.'"

Which was referred to the committee on judiciary.

Mr. Manley introduced

House bill, No. 277, for "An act to amend section two of an act entitled 'an act to incorporate the town of Bardolph, and for other purposes.'"

Which was referred to the committee on corporations.

Mr. McEwen introduced

House bill, No. 278, for "An act providing for the removal of county seats."

Which was referred to the committee on counties and township organization.

Mr. Morgan introduced

House bill, No. 279, for "An act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State."

Which was referred to the committee on inland commerce and warehouses.

Mr. Olson introduced

House bill, No. 280, for "An act to amend section 8 of an act entitled 'an act to amend chapter fifty-one, of the Revised Statutes, entitled 'Inclosures and Fences.'"

Which was referred to the committee on agriculture.

Mr. Richardson introduced

House bill, No. 281, for "An act to amend an act entitled 'an act to incorporate the Hospital of the Sisters of the Poor of the Order of St. Mary, of Quincy,' approved March 4, 1869."

Which was referred to the committee on corporations.

Mr. Roberts introduced

House bill, No. 282, for "An act to regulate the practice of medicine and surgery and the sale and dispensing of medicines in the State of Illinois."

Which was referred to the committee on judiciary.

Mr. Sheldon introduced

House bill, No. 283, for "An act requiring the State Treasurer and county treasurers of this State to account for all moneys that may come into his or their hands by virtue of any taxes collected and paid over to them for the payment of any bonds or coupons issued in aid of any railroad, and made by law or otherwise payable at their respective offices."

Which was referred to the committee on railroads.

Mr. Sheldon introduced

House bill, No. 284, for "An act making appropriations for the Illinois Industrial University."

Which was referred to the committee on state institutions.

Mr. Short introduced

House bill, No. 285, for "An act establishing fees of justices of the peace."

Which was referred to the committee on fees and salaries.

Mr. Short introduced

House bill, No. 286, for "An act in relation to the payment of county orders and jury certificates,"

Which was referred to the committee on revenue.

Mr. Short introduced

House bill, No. 287, for "An act to provide for specific allowances for widows."

Which was referred to the committee on judiciary.

On motion of Mr. Brooks,

The rules were suspended for the purpose of considering a resolution, and,

On motion of Mr. Brooks,

It was

Resolved, That the committee on counties and township organization be instructed to inquire as to the necessity, under the constitution as amended, of a provision repealing all special or local laws providing for the election of township officers in certain counties in this State, at the time of general elections of county officers in November; and if said committee decide to report such provision, that they also inquire and report what provision should be made in regard to those township officers in such counties whose term of office does not expire until November following the annual special elections or town meeting, as now provided by general law.

On motion of Mr. Ralls,

At 12:22 P. M., the House adjourned.

THURSDAY, FEBRUARY 16, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Prentice.

The journal of yesterday was read.

Mr. Moffit presented a petition from sundry citizens of Macon county, in relation to the grading, inspection and handling of grain; which was

Referred to the committee on inland commerce and warehouses.

Leave of absence was granted to the following members, namely: Messrs. Brayton, McMillan, Gillham and Miller of Kane.

Mr. Stillwell presented a petition from residents of Chatsworth and vicinity, praying that the charter of said city be repealed; which was

Referred to the committee on municipal affairs.

Mr. Shaw presented a petition from farmers of Carroll county, praying for the passage of a law prohibiting stock from running at large; which was

Referred to the committee on agriculture.

Mr. Ralls presented a petition from the president of the board of trustees of Prairie du Rocher, requesting that said town be allowed the revenue arising from licensing saloons; which was

Referred to the committee on judiciary.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 190, for "An act in relation to the establishment of gas companies," respectfully report that they have fully considered the same, and recommend that it do not pass.

The report of the committee was concurred in, and the bill
Ordered to lie upon the table.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations have had under consideration a petition from citizens of Clinton county, praying for the passage of a general law regulating the height of mill-dams. Your committee beg leave to refer the same back to the House, and recommend its reference to the committee on canal and river improvements, and would ask to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the petition
Referred to the committee on canal and river improvements.

Mr. Dodge, from the committee on agriculture, to which was referred a resolution instructing the committee on counties to report a bill for taxing dogs, reported that the committee had had the same under consideration, and had instructed him to report the same back, and ask that the committee be discharged from its further consideration.

The report of the committee was concurred in, and the resolution
Referred to the committee on counties and township organization.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report :

SPRINGFIELD, Feb. 15, 1871.

To the Honorable House of Representatives of the State of Illinois:

GENTLEMEN: The committee on public buildings and grounds, to whom was referred the preamble and resolution offered by the gentleman from Madison (Mr. Gillham) in reference to providing suitable accommodations in the new State House for the agricultural interests of the State, would respectfully report that we fully appreciate the importance of the great interest to be subserved, and fully indorse the sentiment of the resolution.

In conformity with its requirement, we have looked over the plans for the new State House, in conjunction with the architect, and find that in the first story of the west wing of the building there is one room thirty-one feet by fifty-one feet, which may be used for meetings, and two rooms, adjacent, twenty feet by thirty feet each, all to be nineteen feet from floor to ceiling, which have been set apart for the accommodation of an agricultural department.

Respectfully submitted.

W. C. WATKINS, *Chairman.*

The report was accepted, and read by the Clerk.

Mr. Cary moved that the rules be suspended, for the purpose of considering a resolution; which motion was not agreed to.

Mr. Shelton moved that the rules be suspended for the purpose of considering the following resolution :

WHEREAS there are near 400 copies of the Adjutant General's Reports now in his office, which have been paid for by the State, subject to distribution ; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That one copy of the Adjutant General's Report (1865 and 1866) be distributed to each member of the Twenty-seventh General Assembly, and their elective officers, and that the Adjutant General is hereby directed to forward the same in accordance with their instructions.

The rules were suspended and the said resolution was adopted.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Waite moved that the rules be suspended for the purpose of considering the following resolution :

Resolved, That the committee on state public charities inquire what legislation is necessary or advisable, in this State, to provide suitable accommodations for that class of insane persons who are, by the managers of our present lunatic asylums, declared incurable, and either discharged on that account, or refused admission ; and if, in their opinion, any legislation on that subject is advisable, that they report the same by bill or otherwise.

The motion to suspend the rules was agreed to, and the resolution was adopted.

Mr. Mayo, from the committee on finance, submitted the following report :

To the Honorable Speaker of the House of Representatives, Springfield, Illinois :

The committee on finance, to which was referred the annexed resolution :

Resolved, That the finance committee be and they are hereby directed to ascertain and report :

1. The amount of money in the State Treasury.
2. The amount that will probably be added thereto during the next two years, and the various sources from which the same will be derived.
3. The amount required for the next two years to pay the indebtedness of the State already incurred, and the various kinds of indebtedness, and the particular fund, if any, out of which the same or any portion thereof is to be paid.
4. An estimate of the probable amount of money required for all State purposes during the next two years, other than for the payment of indebtedness, showing in such connection the particular purpose ; and that such report be made the special order in connection with the special order fixed for Tuesday next.

Direct me to report that they have had the subject matter of said resolution under consideration, and find that—

The Revenue Fund in the Treasury of the State, on Feb. 1st, 1871,
after deducting outstanding warrants to same date, amounts to..\$1,217,210 81
The estimated amount of revenue derived from the assessments for
the years 1870 and 1871, amounts to..... 2,002,500 00

(In making this estimate, the Committee do not contemplate a higher rate of taxation for the year 1871 than 25 ct. on the \$100. on the value of \$480,000,000—being the gross valuation for 1870.)

The 2-mill State Debt tax, for the year 1870, will amount to..... 864,000 00
The fund to be derived from the Illinois Central Railroad from November 30, '71, to November 30, '72, inclusive, is estimated at.... 710,000 00
The amount of revenue from all sources, for the years 1870 and 1871,
including the amount in treasury February 1, 1871.....\$4,793,710 81

| | |
|---|-------------|
| It is estimated that there will be a deficit in the State Debt Fund of | \$67,154 38 |
| And, also, a deficit in the Interest Fund, after the payment of the State interest to January 1, 1873, of..... | 118,517 50 |
| It is also estimated that there will be required to be paid out of the unexpended balances of former appropriations, actual and estimated, from February 1, 1871, to June 1, 1871 | 598 698 71 |

The three items last mentioned, amount to..... \$779,870 59

This should be deducted from the said \$4,793,710 31, which will leave a net amount of \$4,014,339 72, which will be in the treasury during the years 1871 and 1872, to be used to pay the current expenses of the State and such appropriations as this Legislature may make.

The committee direct me to further report, that they find that the amount of the estimated expenses, and of the appropriations asked for and estimated for the years 1871 and 1872, amounts to \$5,277,294 33, and that the amount of the appropriations recommended and estimated, and the estimated current expenses of the State for the years 1871 and 1872, is \$3,955,762 63.

Hereto annexed will be found a statement and a schedule, prepared at the request of the committee, by the Auditor, and are marked Exhibit A and B, and which are made a part of this report, and to which reference is made for a more detailed and extended statement.

I am further directed by the committee to report, that, from an interview had with Mr. Bunn—one of the State House Commissioners—the sum of \$800,000 is all that can be judiciously expended on said building during the next two years.

I am further directed by the committee to recommend that the estimated expenses, and the appropriations recommended and estimated in schedule marked Exhibit B, of this report, may be materially changed in detail, but they should not in the aggregate exceed the net amount of the revenue for the years 1870 and 1871, as shown by the statement hereto annexed and marked Exhibit A.

All of which is respectfully submitted.

W. L. MAYO,
Chairman of Finance Committee.

Exhibit A.

| REVENUE FUND. | | |
|--|----------------|----------------|
| Revenue fund in treasury Feb. 1, 1871..... | \$1,227,774 68 | \$1,217,210 31 |
| Deduct amount outstanding warrants, Feb. 1, 1871..... | 12,564 82 | |
| Assessment, 1870—valuation..... | \$480,000,000 | |
| Deduct for surplus and levee taxes—estimated valuation. | 85,000,000 | |
| Leaves valuation for State tax (Rev.) | \$445,000,000 | |
| Deduct ten per cent. for errors, insolvencies, commissions, etc..... | 44,500,000 | |
| Net valuation for revenue tax, 1780..... | \$400,500,000 | |

Exhibit A—Continued.

| | | |
|---|-------|-----------------------|
| Twenty-five cent revenue tax on \$400,500,000, net valuation for 1870 ..... | ..... | \$1,001,250 00 |
| Twenty-five cent revenue tax on same, net valuation for 1871 .... | ..... | 1,001,250 00 |
| Two mill S. D. tax on \$482,000,000, net valuation for 1870 ..... | ..... | 864,000 00 |
| Total ..... | ..... | \$4,088,710 81 |
| Deduct actual and estimated expenses to June 1, 1870..... | ..... | 598,698 71 |
| Estimated amount revenue to be used..... | ..... | <u>\$3,485,011 60</u> |

STATE DEBT FUND.

| | | |
|---|----------------|--------------------|
| Amount State debt due and payable..... | \$2,997,440 47 | |
| Less five per cent. on registered canal debt (estimated,) paid by canal trustees..... | 142,733 88 | \$2,854,707 14 |
| Gold premium—estimated 11½ per cent | \$328,291 30 | |
| London exchange on \$1,048,488 87—estimated 8 per cent. | 88,480 12 | |
| Expense of paying debt..... | 8,000 00 | |
| | | 419,771 42 |
| Estimated amount to pay debt due..... | ..... | \$3,274,478 56 |
| State debt fund on hand, Feb. 1, 1871..... | \$1,982,801 40 | |
| Illinois Central Railroad Fund on hand Feb. 1, 1871..... | 1,014,522 78 | |
| Illinois Central Railroad Fund; installment due April 30, 1871—estimated | 210,000 00 | |
| | | 3,207,324 18 |
| This estimate leaves deficit of..... | ..... | <u>\$67,154 88</u> |

INTEREST FUND.

| | | |
|---|--------------|---------------------|
| Interest on \$4,875,801 30, to Jan. 1, 1871..... | \$146,274 04 | |
| Interest on \$2,854,707 14, to Feb. 15, 1871—1½ months .. | 21,410 30 | |
| Interest on \$1,892,496 83, to Jan. 1, 1873—2 years. | 227,099 62 | \$394,783 96 |
| Estimate for coin—10 per cent. premium on \$394,783 96 | \$39,478 40 | |
| Estimated expenses—5 installments, \$1,000 each..... | 5,000 00 | |
| | | 44,478 40 |
| Estimated interest to be paid, and expenses from January, 1871, to January, 1873 ..... | ..... | \$439,262 3 |
| Amount of Interest Fund in treasury, February 1, 1871, applicable to payment of above estimated amount..... | ..... | 325,744 86 |
| This estimate leaves deficit of..... | ..... | <u>\$113,517 50</u> |

ILLINOIS CENTRAL RAILROAD FUND.

| | | |
|---|--------------|--------------|
| Illinois Central Railroad Fund; installment November 30, 1871—estimated | \$250,000 00 | |
| Illinois Central Railroad Fund; installment April 30, 1872—estimated | 210,000 00 | |
| Illinois Central Railroad Fund; installment November 30, 1872—estimated | 250,000 00 | |
| | | \$710,000 00 |
| This amount of Illinois Central Railroad Fund is estimated, as it will affect the above interest estimate in whatever manner its use may be provided for. | | |

Exhibit B.

| Name of accounts and appropriations. | Amount of appropriations. | Amount of appropriation until June 1, 1871. | Estimate for levy of sec. tax on assessment 1870. | Amount at same years, or, for assessment for 1870 and 1871. | Appropriations asked for 1871 and 1872. | Appropriations asked and recommended by Board Public Charities. |
|---|------------------------------|---|---|---|---|---|
| | | Actual. | Estimated. | | | |
| Appropriations, special. | | | | | | |
| Canal and river improvement. | \$400,000 00 | \$0,000 00 | \$500 00 | \$30,000 00 | \$30,000 00 | \$30,000 00 |
| Commissioners' Public Charities and Secretary. expenses and \$9 per diem. | per day, 5 00 | 2,750 00 | 30,000 00 | 11,000 00 | 104,750 00 | 104,750 00 |
| Conveying convict to the penitentiary. | | 1,400 00 | 1,300 00 | 14,000 00 | 14,000 00 | 14,000 00 |
| County agricultural societies — each county society. | 100 00 | | 3,000 00 | 40,000 00 | 40,000 00 | 40,000 00 |
| Constitutional Convention. | | | 1,000 00 | 10,000 00 | 10,000 00 | 10,000 00 |
| Executive Mansion. | 17,000 00 | 1,000 00 | 1,000 00 | 10,000 00 | 10,000 00 | 10,000 00 |
| Experimental School for Idiots. | 40,000 00 | | | 40,000 00 | 40,000 00 | 40,000 00 |
| Field notes and surveys, and custodian. | 3,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Fugitives from justice. | { \$500 p'r an. | 300 00 | 100 00 | 2,000 00 | 2,000 00 | 2,000 00 |
| Fund commissioners' clerk. | | 600 00 | 1,500 00 | 4,000 00 | 4,000 00 | 4,000 00 |
| General Assembly. | 1,500 00 | | | 1,500 00 | 1,500 00 | 1,500 00 |
| Geological Survey. | { 3,500 00 } { per annum. | 1,500 00 | 1,500 00 | 5,000 00 | 10,000 00 | 10,000 00 |
| Geological Reports. | 9,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Insane Hospital, Jacksonville. | 214,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Insane Hospital, Northern. | 100,000 00 | | | 40,000 00 | 40,000 00 | 40,000 00 |
| Institution for the Blind. | 200,000 00 | 40,000 00 | | 40,000 00 | 40,000 00 | 40,000 00 |
| Institution for the Deaf and Dumb. | 100,000 00 | 5,000 00 | | 40,000 00 | 40,000 00 | 40,000 00 |
| Illinois Penitentiary. | 100,000 00 | | | 150,000 00 | 150,000 00 | 150,000 00 |
| Illinois Soldiers' College. | 40,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Illinois Industrial Unversity. | 60,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Judges'—clerks' and sheriffs' fees. | | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Money's funded. | 3,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Military State Agent. | 64,800 00 | 2,400 00 | | 30,000 00 | 30,000 00 | 30,000 00 |
| Mormon University, Bloomington. | 75,000 00 | | | 30,000 00 | 30,000 00 | 30,000 00 |
| " " Southern. | | | | 30,000 00 | 30,000 00 | 30,000 00 |
| Office of the Governor. | 4,000 00 | | | 4,000 00 | 4,000 00 | 4,000 00 |
| Office of the Secretary of State. | 4,000 00 | | | 4,000 00 | 4,000 00 | 4,000 00 |

The report of the committee was concurred in, and,

On motion of Mr. Sheldon,
1000 copies were ordered printed.

Mr. Cummings called up the amendment to rule 52, proposed by him on Tuesday last, namely: To strike out "ten," and insert "nine," and moved its adoption.

And the question being, "Shall the amendment to rule 52 be adopted?"

It was decided in the affirmative, { Yeas.....95
Nays43

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Ayres,
Barrett,
Benson,
Berry,
Brayton,
Biscoe,
Brown of Bond,
Cale,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kene,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Derrickson,
Dodge,
Dwight,
Easter,
Edgcomb,
Fleharty,
Frew,

Messrs. Funk,
Gaines,
Gallagher,
Gass,
Goodell,
Hall,
Hay,
Hickox,
Hildrup,
Hinchcliff,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Knole,
Landrum,
Langston,
Latimer,
Manley,
Mason,
McConnell,
McElvain,
McEwen,
Merritt,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morse,

Messrs. Phelps,
Phillips,
Pixley,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rich,
Rives,
Roberts,
Rodgers of Platt,
Roe,
Roeseler,
Root,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Strong,
Taylor,
Townsend,
Vennum,
Waite,
Watkins,
Webb,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Boyd,
Brooks,
Burley,
Caldwell,
Daniels,
Davis,
Easley,
Efner,
Egan,
Foss,
Forker,
Fuller,

Messrs. Galloway,
Haines,
Herdman,
Humphrey,
Kenny,
King of Jersey,
Koerner,
Lee,
Massenberg,
Mayo,
Miller of Madison,
Murray,
Morrison of Cook,
Powell,

Messrs. Pritchard,
Price,
Ralls,
Rice of Sangamon,
Riggs,
Rodgers of Madison,
Roes,
Ryan,
Shaw,
Short,
Stillwell,
Sullivan,
Turner,
Williamson.

So the amendment was adopted, and

The rule was made to read as follows :

"52. Nine o'clock in the morning shall be the standing hour for adjournment, unless otherwise ordered."

The Governor's message, submitting a report from the Adjutant General of the State, and also a report from the State Agent for the collection of war claims, was taken up.

On motion of Mr. Egan,

Said reports were referred to the committee on militia.

The introduction of bills being in order,
Mr. Casey of Shelby introduced
House bill, No. 288, for "An act to inforce a vendors' lien in sales of personal property."

Which was referred to the committee on judiciary.

Mr. Dwight introduced
House bill, No. 289, for "An act to amend section two, of chapter twenty-six, of the Revised Statutes of 1845, of the State of Illinois, entitled 'Costs.'"

Which was referred to the committee on judiciary.

Mr. Miller of Madison introduced
House bill, No. 290, for "An act regulating the changing of school districts."

Which was referred to the committee on education.

Mr. Morrill introduced
House bill, No. 291, for "An act to extend the powers of religious societies."

Which was referred to the committee on corporations.

Mr. Olson introduced
House bill, No. 292, for "An act to authorize the establishing of courts of record in cities and incorporated towns having a population of not less than four thousand inhabitants, prescribing the manner of establishing and organizing such courts and defining the powers and duties of the same."

Which was referred to the committee on judiciary.

Mr. Rodgers of Madison introduced
House bill, No. 293, for "An act to divide counties which have not adopted township organization, and have two county surveyors, into two surveyors' districts."

Which was referred to the committee on miscellaneous subjects.

Mr. Townsend introduced
House bill, No. 294, for "An act relative to trust deeds."
Which was referred to the committee on judiciary.

House bills on first reading being in order,
House bill, No. 256, for "An act to fix the salary of the judges of the circuit courts of this State and of the judges of the superior court of Cook county,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 257, for "An act to fix the salaries of the Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 258, for "An act providing for prison education, the establishment and maintenance of prison libraries, and making and authorizing appropriations to carry into effect the provisions of this act,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court,"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Haines,
Five hundred copies of said bill were ordered printed.

House bill, No. 19, for "An act to regulate the reporting of the decisions of the Supreme Court of this State,"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Springer,
Five hundred copies of said bill were ordered printed.

House bills on second reading being in order,

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' 'approved February 8, 1853,'"

Was taken up, read a second time, ordered printed, and
Referred to the committee of the whole.

House bill, No. 251, for "An act relative to public warehouses, and to give effect to article thirteen of the constitution of this State,"

Was taken up, read a second time, and,

On motion of Mr. Egan,

Referred to the committee on inland commerce and warehouses, and 1000 copies ordered printed.

On motion of Mr. Egan,

The vote by which House bill, No. 279, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State," was referred to the committee on inland commerce and warehouses, was reconsidered, and

One thousand copies were ordered printed, and the bill
Recommitted to the committee on inland commerce and warehouses.

On motion of Mr. Haines,

The vote by which House bill, No. 268, for "An act relative to public warehouses, and to give effect to article thirteen of the constitution of this State," was referred to the committee on inland commerce and warehouses, was reconsidered, and

One thousand copies were ordered printed, and the bill
Recommitted to the committee on inland commerce and warehouses.

On motion of Mr. Haines,

The rules were suspended for the purpose of considering the following resolution:

Resolved, That the use of the hall of the House of Representatives be granted to Miss Churchill, of Chicago, on Monday evening, February 20th, for the purpose of reading to the audience a production entitled "Grave of Lincoln" and "Prisoner of Chillon."

On motion of Mr. Haines,
Said resolution was adopted.

Mr. Springer moved that the rules be suspended for the purpose of considering a resolution.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas..... 53
Nays 90

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Members. Allen,
Ayres,
Barnes,
Barrett,
Boyd,
Briscoe,
Brooks,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Elder,
Fouke,
Hardman.

**Messrs. Hinchcliff,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Jersey,
Knoles,
Landrum,
Langaton,
Lee,
Manley,
Mascuberg,
McElvain,
Merritt,
Miller of Madison,
Morse,
Musetter.**

**Messrs. Phillips,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Ross,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Webb.**

Those voting in the negative are,

**Messrs. Adams,
Armstrong,
Austin,
Berry,
Braiden,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Easter,
Edgcomb,
Eisner,
Egan,
Fleaharty,**

**Messrs. Foss,
Frew,
Fuller,
Funk,
Gales,
Gallagher,
Galloway,
Gass,
Goodell,
Haines,
Hay,
Heanfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Latimer,
Mason,
Mayo,
McConnell,
McEwen,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Olson,
Phelps,
Pixley.**

**Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Rodgers of Platt,
Roe,
Root,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Sullivan,
Strong,
Townsend,
Vennum,
Waite,
Wakins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.**

So the House refused to suspend the rules.

On motion of Mr. Egan,

Leave was granted to Mr. Ayres to take a seat nearer to the Clerk's desk.

House bill, No. 136, for "An act to establish rates of charges for the transportation of freights on railroads in this State,"

Was taken up, and,

On motion of Mr. Springer,

Five hundred copies of the same were ordered printed, and the bill

Referred to the committee on railroads.

House bill, No. 238, for "An act to abolish the office of Assistant Adjutant General,"

Was taken up and read a second time.

Mr. Roe moved that the bill be laid upon the table; which motion was not agreed to.

On motion of Mr. Shelton,

The bill was referred to the committee on militia, with instructions to inquire as to whether there was such an office as "Assistant Adjutant General."

House bill, No. 239, for "An act to appoint commissioners of the Illinois and Michigan canal and river improvement, and to make an appropriation for the improvement of the navigation of the Illinois river,"

Was taken up, read a second time, and

Referred to the committee on appropriations.

House bill, No. 260, for "An act to prohibit the payment of per diem or salary to the boards of trustees of State institutions and commissioners of public buildings and improvements,"

Was taken up and read a second time.

On motion of Mr. Root,

The following amendment was adopted: Add to section one, "*Provided*, it shall be competent to pay a secretary of any such board such sum as shall be deemed proper."

On motion of Mr. Springer,

The bill was ordered printed, and referred to the committee of the whole.

On motion of Mr. Casey of Jefferson,

The House resolved itself into the committee of the whole, for the purpose of considering House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," and

Mr. Root was called to the chair.

After some time,

Mr. Root, from the committee of the whole, reported that they had had under consideration House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," and had made some progress therein, and asked leave to sit again.

The report of the committee was concurred in, and leave was granted to sit again.

On motion of Mr. Casey of Jefferson,

Leave was granted for the House to go into committee of the whole, to-morrow, at 11 o'clock A. M., for the consideration of House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

On motion of Mr. Cummings,

At 12:55 o'clock P. M., the House adjourned.

FRIDAY, FEBRUARY 17, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

On motion of Mr. Turner,

A call of the House was ordered, and

The following members (98) were found to be absent:

Messrs. Allen,
Armstrong,
Barnes,
Barr,
Barrett,
Benson,
Braiden,
Brayton,
Briscoe,
Brown of Massac,
Burley,
Burnside,
Campbell,
Carpenter,
Cary,
Cavan,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Dixon,
Hasley,
Efner,
Egan,
Elder,
Finley,
Fiehart,
Foss,

Messrs. Fouke,
Frew,
Funk,
Galbraith,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Herdman,
Hildrup,
Humphrey,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
King of Jersey,
Landrum,
Lee,
Leith,
Massenberg,
Mayo,
McElwee,
McEwen,
McMasters,
McMillan,
Meeker,
Miller of Kane,
Miller of St. Clair,
Moffit,
Murray,

Messrs. Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
North,
Phelps,
Phillips,
Powell,
Price,
Ralls,
Reinhardt,
Rice of Sangamon,
Richardson,
Riggs,
Redgers of Platt,
Roe,
Ross,
Rowley,
Sanford,
Senne,
Shelton of Warren,
Short,
Smith of Ogle,
Stewart,
Stillwell,
Strong,
Sullivan,
Waite,
Williams.

On motion of Mr. Turner,

Further proceedings under the call were dispensed with.

The Clerk read the journal of yesterday.

Mr. Springer moved a correction of the journal, so that it would show where he moved a suspension of the rules to consider a resolution—said resolution to appear at large upon the journal; which motion was not agreed to.

Leave of absence was granted the following members: Messrs. Cummings, Short, Efner, Chandler, Humphrey, Burnside, Shelton, Meeker, Johnston, Kimble, Knoles, Wright, McElvain, Crouch and Lee.

Leave of absence was granted to a sub-committee of five, from the committee on canal and river improvement.

Mr. Moffit presented a petition from citizens and residents of Macon county, asking for an amendment of the laws in relation to the inspecting, grading and handling of grain; which was

Referred to the committee on inland commerce and warehouses.

Mr. Cofer presented a petition from citizens and residents of Douglas county, asking for an amendment of the laws in relation to the inspecting, grading and handling of grain ; which was

Referred to the committee on inland commerce and warehouses.

Mr. Ryan presented a petition from the Board of Supervisors of Lee county, asking such an amendment to the revenue laws as to have the real and personal property of the State assessed, as to amount and value of said property, on the first day of December of each year ; which was

Referred to the committee on revenue.

Mr. Pritchard presented a petition from citizens of Malta, DeKalb county, asking for an amendment to their charter ; which was

Referred to the committee on municipal affairs.

Mr. Brooks presented a petition from citizens and legal voters of Will county in relation to convict labor in the State Penitentiary ; which was

Referred to the committee on penitentiary.

Mr. Galloway, from the committee on canal and river improvements, submitted the following report :

The committee on canal and river improvements have unanimously directed me to present an emergency bill, and to ask that the rules be suspended and the bill be now read a first time.

The report of the committee was concurred in,

The rules were suspended, and the bill—

House bill, No. 295, for “An act to fill vacancies in the Board of Canal Commissioners and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,”—

Was read a first time, and

Ordered to a second reading and 500 copies ordered printed.

Mr. Haines moved that the rules be suspended in order that he might introduce a resolution ; which motion was not agreed to.

Mr. Curtiss, from the committee on elections, to which was referred House bill, No. 6, for “An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards,” reported the same back, and recommended that it pass.

The report of the committee was concurred in, and,

On motion of Mr. Hickox,

Five hundred copies were ordered printed, together with an amendment offered by Mr. Roe, that all after the first section be stricken out, and the bill referred to the committee of the whole.

Mr. Curtiss, from the committee on elections, submitted the following report :

The committee on elections, to which was referred certain papers in the matter of Frederick Stahl, contesting the right of Halstead S. Townsend to a seat in this House, from the 89th district, instruct me to report: 1st. That said Frederick Stahl has entirely failed to present to your committee any evidence that he is entitled to a seat in this House. 2d. That said papers be reported back to the House and

laid upon the table ; and, 3d. That your committee be discharged from the further consideration of the matter.

The report of the committee was concurred in, the papers

Laid upon the table, and the committee discharged from the further consideration of the matter.

Mr. Dodge, from the committee on agriculture, submitted the following report :

The committee on agriculture, to which was referred a resolution instructing them to inquire into the expediency of amending the law entitled "Mills and milling," have had the same under consideration, and have instructed me to report the same back, and ask to be discharged from its further consideration.

The report of the committee was concurred in, and the committee was discharged from the further consideration of the same, and,

On motion of Mr. Dodge,

The resolution was referred to the committee on manufactures.

Mr. Dodge, from the committee on agriculture, submitted the following report :

The committee on agriculture, to which was referred a petition of the dental profession, have had the same under consideration, and have instructed me to report the same back, and ask to be discharged from its further consideration.

The report of the committee was concurred in, and the committee was discharged from the further consideration of the petition, and,

On motion of Mr. Springer,

The petition was referred to the committee on miscellaneous subjects.

Mr. Dodge, from the committee on agriculture, submitted the following report :

The committee on agriculture, to which was referred House bill, No. 267, for "An act to prohibit domestic animals from running at large," have had the same under consideration, and have instructed me to report the same back, and recommend its passage.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Cary, from the committee on judiciary, submitted the following report :

The judiciary committee, to which was referred House bill, No. 105, for "An act to regulate the sales of personal property on executions," would respectfully represent that they have had the same under consideration, and they have instructed me to report the same back, with the recommendation that the same do pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Cary, from the committee on judiciary, submitted the following report :

The judiciary committee, to whom was referred the accompanying petition for the restoration of Alvin Mize to citizenship, represent that they have had the same under consideration, and they have instructed

me to report the same back, with the recommendation that it be referred to the committee on executive department.

The report of the committee was concurred in, and the petition
Referred to the committee on executive department.

Mr. Cary, from the committee on judiciary, to which was referred
House bill, No. 62, for "An act to regulate the publication of the decisions of the Supreme Court;" also,

House bill, No. 66, for "An act to regulate the publication of the decisions of the Supreme Court;" also,

House bill, No. 69, for "An act to regulate the publication of the decisions of the Supreme Court,"

Reported the same back, with the recommendation that they be laid upon the table.

The report of the committee was concurred in, and the bills
Laid upon the table.

Mr. Cary, from the committee on judiciary, reported back sundry petitions relating to the publication of the decisions of the Supreme Court, and as the prayer of the petitioners had been complied with as far as the reporting of a bill, to-wit:

House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court," recommended that said petitions be laid upon the table.

The report of the committee was concurred in, and said petitions
Laid upon the table.

Mr. Shaw, from the committee on geological survey, submitted the following report:

Your committee, to which was referred House bill, No. 135, for "An act to purchase the fossil remains of a mastodon," instruct me to report the same back to this House, with a recommendation that it do not pass.

Leave was granted Mr. Moffit (who introduced the bill) to withdraw the same.

Mr. Whitney, from the committee on counties and township organization, to which was referred House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869," reported the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill,

On motion of Mr. Armstrong,

Referred to the committee of the whole and 500 copies ordered printed.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 192, for "An act to incorporate the Board of Trustees of the East Mississippi Diocesan Parsonage of the Church of the United Brethren in Christ, located at Lexington, McLean county, Illinois," beg leave to report that they have duly considered the same, and that, in the opinion of the committee, the passage of said bill would be in manifest violation of one of the prohibitions of section 22, of article

4, and also in violation of section 1, of article 11, of the constitution, and ask to be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee discharged from the further consideration of the same, and the bill

Laid upon the table.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was committed House bill, No. 203, for "An act to alter and amend the charter of Henry Female Seminary," beg leave to report that said bill does not comply with the provisions of section 13, article 4, of the constitution, and further, that the passage of said bill is prohibited by article 11, of the constitution.

The report of the committee was concurred in, and said bill

Laid on the table.

Mr. Haines, from the committee on counties and township organization, to which was referred a resolution instructing said committee to inquire into the expediency of enacting a law to authorize the county courts of this State to order a re survey and the recording of town or village plats, in cases where the same have been lost or destroyed, reported the same back and asked to be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee discharged from the further consideration of same, and the resolution

Laid upon the table.

Mr. Haines, from the committee on counties and township organization, to which was referred a resolution instructing said committee to inquire into the propriety of a general provision allowing counties, by a vote of the electors, to assume the support of the poor of the townships of the county, reported the same back and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged from the further consideration of same, and the resolution

Laid upon the table.

Mr. Haines, from the committee on counties and township organization, submitted the following report :

The committee on counties and township organization, to which was referred House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors of Olay county,' approved March 8th, 1869, have had the same under consideration and have instructed me to report the same back, as perfected, and recommend that it do pass.

The report of the committee was concurred in, and,

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Mr. Haines, from the committee on counties and township organization, submitted the following report :

The committee on counties and township organization, to which was referred the following resolution :

Resolved, That the committee on counties and township organization be instructed to inquire into the propriety of reporting a bill for "An act to repeal all laws exempting any city in the county of Adams from the payment of county taxes, so that the assessment of taxes in said county shall be equal,"

—Have had the same under consideration and have instructed me to report the following bill :

House bill, No. 296, for "An act to restore uniformity in the assessment and collection of taxes for county purposes in the county of Adams."

The report of the committee was concurred in, and,

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Mr. Ryan, from the committee on executive department, submitted the following report :

The committee on executive department, to which was referred House bill, No. 116, for "An act to provide for painting the portrait of ex-Governor Thomas Carlin," have had the same under consideration and beg leave to refer the same back to the House, and would recommend for passage a bill as a substitute, entitled "An act providing for the procurement of the portrait of ex-Governor Carlin," and ask to be discharged from the further consideration thereof.

The report of the committee was concurred in, and the bill—

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thos. Carlin,"—was

Ordered to a first reading; and the bill—

House bill, No. 116, for "An act to provide for painting the portrait of ex-Governor Thos. Carlin,"—was

Laid upon the table.

Mr. Waite, from the committee on municipal affairs, reported House bill, No. 309, for "An act to enable any city, incorporated town or suburban town, in this State, to change its name."

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Casey of Jefferson moved to reconsider the vote of yesterday, by which rule 52 was changed by striking out "ten" and inserting "nine."

Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Casey of Jefferson, to reconsider,

| | | | |
|------------------------------------|---|-----------|----|
| It was decided in the affirmative, | { | Yeas..... | 74 |
| | | Nays..... | 54 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Barnes,
Barr,
Barrett,
Boyd,
Brooks,
Brown of Bond,

Messrs. Burley,
Caldwell,
Cary,
Casey of Jefferson,
Clark of Kane,
Clark of LaSalle,
Crouch,
Cunningham,

Messrs. Curtiss,
Daniels,
Davis,
Dodge,
Dwight,
Easley,
Easter,
Egan,

Messrs. Elder,
Fouke,
Fuller,
Galloway,
Hay,
Headfield,
Kenny,
King of Jersey,
Knoles,
Koerner,
Langston,
Lee,
Massenberg,
Maron,
Mayo,
Merritt,
Miller of Madison,

Messrs. Morgan,
Morrill,
Morrison of Cook,
Mussetter,
North,
Olson,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Rice of Sangamon,
Riggs,
Roberts,
Rodgers of Madison,
Roesaler,

Messrs. Ross,
Ryan,
Sage,
Sanford,
Shaw,
Sherrill,
Stillwell,
Townsend,
Trimble,
Turner,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Austin,
Ayres,
Benson,
Berry,
Briscoe,
Carle,
Carpenter,
Carey of Shelby,
Chandler,
Cloud of Macoupin,
Clow,
Coffer,
Collins,
Edgcomb,
Fleaharty,
Funk,
Gaines,
Gallagher,

Messrs. Gass,
Goodell,
Hall,
Haines,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Jones of Crawford,
Kelly,
Latimer,
Manley,
McConnell,
McElvain,
McEwen,
McMasters,
Miller of St. Clair,
Moffet,

Messrs. Phelps,
Phillips,
Pixley,
Reise of Logan,
Rensburg,
Rice of Peoria,
Rich,
Rives,
Rodgers of Platt,
Roe,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Springer,
Vennum,
Vocke,
Watkins,
Webb.

So the motion to reconsider was agreed to.

Mr. Egan moved to lay the motion to change rule 52 by striking out "ten" and inserting nine," upon the table; which motion was agreed to.

Introduction of bills being in order,

Mr. Brooks introduced

House bill, No. 297, for "An act to control the convict labor and articles manufactured at the State Penitentiary at Joliet, Illinois."

Which was referred to the committee on penitentiary.

Mr. Dodge introduced

House bill, No. 298, for "An act to create a department of agriculture in the State of Illinois."

Which was referred to the committee on agriculture.

Mr. Dwight introduced

House bill, No. 299, for "An act to authorize the deposition of female witnesses to be taken in all cases at law or chancery."

Which was referred to the committee on judiciary.

Mr. Jones of Crawford introduced

House bill, No. 300, for "An act to provide for and fix the salaries of State's attorneys."

Which was referred to the committee on fees and salaries.

Mr. McMasters introduced

House bill, No. 301, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, Randolph county.'"

Which was referred to the committee on judiciary.

Mr. Miller of St. Clair introduced

House bill, No. 302, for "An act to repeal an act entitled 'an act to change the boundaries of school district No. 3, township two north, range ten (10) west, in St. Clair county,' approved Feb. 16, 1865."

Which was referred to the committee on education.

Mr. Olson introduced

House bill, No. 303, for "An act to encourage the planting and preservation of useful trees in this State."

Which was referred to the committee on agriculture.

Mr. Price introduced

House bill, No. 304, for "An act providing for changing the names of corporations."

On motion of Mr. Price,

The rules were suspended, the bill read a first time, and
Ordered to a second reading, and,

On motion of Mr. Price,

Referred to the committee on corporations.

Mr. Riggs introduced

House bill, No. 305, for "An act to provide a mode for vacating town plats and parts of town plats."

Which was referred to the committee on municipal affairs.

Mr. Vocke introduced

House bill, No. 306, for "An act regulating the mode and manner of electing officers or managers of private corporations, and to give effect to section 3, of article 11, of the constitution."

Which was referred to the committee on corporations.

Mr. Armstrong introduced

House bill, No. 307, for "An act for the protection of sheep."

Which was referred to the committee on agriculture.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the report of the Commissioners of the Southern Illinois Insane Asylum, for the years 1869 and 1870.

[See Legislative Documents.]

The Speaker announced that the hour had arrived when, in accordance with a vote of yesterday, the House should go into committee of the whole. And thereupon the House went into committee of the whole, with Mr. Root in the chair.

After some time spent in committee of the whole,

Mr. Root, from said committee, reported that they had had under consideration House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold, or otherwise disposed of by or for said railroad company," and had made some progress therein, and asked leave to sit again.

The report of the committee was concurred in, and leave was granted for the committee to sit again on Wednesday next, at 11 o'clock A. M.

Mr. Campbell moved that when this House shall adjourn, it be until Monday next, at 10 o'clock A. M.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas 68
Nays 60

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Barr,
Berry,
Boyd,
Brooks,
Burley,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Clark of Kane,
Clow,
Daniels,
Davis,
Dwight,
Easter,
Elder,
Ficharty,
Fouke,
Funk,
Hall,

Messrs. Haines,
Hay,
Headfield,
Hickox,
Hildrup,
Hundley,
Kenny,
King of Jersey,
Knobles,
Koerner,
Latimer,
Lee,
Mason,
Mayo,
McElvain,
Merritt,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,

Messrs. North,
Olson,
Powell,
Ralls,
Remsburg,
Roessler,
Ross,
Sage,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Taylor,
Townsend,
Turner,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Ayres,
Barnes,
Brett,
Briscoe,
Brown of Bond,
Caldwell,
Carpenter,
Case of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cofer,
Collins,
Crouch,
Cunningham,
Curtiss,
Dodge,
Easley,
Edgcomb,
Frew,

Messrs. Gaines,
Gallagher,
Goodell,
Hinchcliffe,
Jones of Crawford,
Kelley,
Landrum,
Langston,
Mauley,
McConnell,
McEwen,
McMasters,
Miller of Madison,
Miller of St. Clair,
Musssetter,
Phelps,
Phillips,
Pixley,
Pritchard,
Reese,

Messrs. Reinhardt,
Reise of Logan,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Root,
Ryan,
Sanford,
Shaw,
Senne,
Sherrill,
Strong,
Timble,
Vennum,
Webb,
Wight.

So the motion that when the House adjourn, it shall be until Monday next at 10 o'clock A. M., was agreed to.

On motion of Mr. Rodgers of Madison,
At 1 o'clock P. M., the House adjourned.

MONDAY, FEBRUARY 20, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of Friday, when,

On motion of Mr. Root,

The House proceeded to the next order of business.

Mr. Hinchcliffe presented a petition from residents of St. Clair county, asking that the office of county superintendent of schools be abolished ; which was

Referred to the committee on education.

Mr. Hinchcliffe presented two petitions from citizens of the county of Randolph, praying the abolition of the office of county superintendent of schools ; which were

Referred to the committee on education.

Mr. Hinchcliffe presented a petition from citizens of T. 2 S., R. 9 W., Monroe and St. Clair counties, to repeal special act of school law published in private laws, vol. 3, page 532, for 1869 ; which was

Referred to the committee on education.

Mr. Nelson presented two petitions from citizens of Macon county, asking for a law in relation to the grading, inspecting and handling of grain ; which was

Referred to the committee on inland commerce and warehouses.

Mr. Vennum presented a petition from the road commissioners of the township of Ashkum, Iroquois county, in relation to road labor ; which was

Referred to the committee on roads, highways and bridges.

Mr. McMasters presented a petition from citizens of Chester, Randolph county, giving the proceedings of a meeting held in that city, and asking that a new penitentiary, proposed to be built by the State, be located in that city ; which was

Referred to the committee on penitentiary.

Mr. Springer presented a petition from Clarence Matthews, asking for an appropriation to him of \$100 for extra services in copying the journal for the constitutional convention ; which was

Referred to the committee on appropriations.

Mr. Ryan presented a petition from citizens of Nelson, Lee county, asking that authority be given to let school houses be occupied for debating societies ; which was

Referred to the committee on education.

Mr. Frew presented a petition from citizens of Ford county, asking for the passage of a law in relation to road labor ; which was

Referred to the committee on roads, highways and bridges.

Mr. Frew presented a petition from citizens of Iroquois county, in relation to taxation for road labor ; which was

Referred to the committee on roads, highways and bridges.

The Speaker laid before the House the following communication from James Steele, Judge 27th judicial circuit :

To the General Assembly of the State of Illinois :

The undersigned, Judge of the Twenty-seventh Judicial Circuit, in said State, in compliance with the requirements of section 81, of article 6, of the constitution, has the honor to report that court has been held in the several counties of said circuit, during the years 1869 and 1870, as follows, to-wit :

| | |
|---|----------|
| In the county of Coles, during the year 1869. | 55 days. |
| “ Coles, “ “ 1870 | 58 “ |
| “ Douglas, “ “ 1869 | 16 “ |
| “ Douglas, “ “ 1870. | 16 “ |
| “ Edgar, “ “ 1869 | 30 “ |
| “ Edgar, “ “ 1870 | 47 “ |
| “ Vermilion, “ 1869 | 47 “ |
| “ Vermilion, “ 1870 | 55 “ |
| Total | 324 “ |

Respectfully submitted this 15th day of February, A. D. 1871.

JAMES STEELE.

Which was referred to the committee on judicial department.

The Speaker laid before the House the following communication from E. S. Williams, Judge of the 7th judicial circuit :

WAUKEGAN, Feb. 16, 1871.

To the Honorable General Assembly of the State of Illinois:

The undersigned hereby reports, in pursuance of the provisions of the constitution of this State, as follows:

| | |
|---|-----------|
| In the year 1869 I held court as follows: | |
| In the county of Cook | 281 days. |
| “ “ Lake | 24 “ |
| | 255 “ |
| In the year 1870: | |
| In the county of Cook | 190 “ |
| “ “ Lake | 35 “ |
| | 225 “ |

Respectfully submitted.

E. S. WILLIAMS,
Judge Seventh Judicial Circuit.

Which was referred to the committee on judicial department.

Introduction of bills being in order,

Mr. Hinchcliffe introduced

House bill, No. 310, for “An act to repeal an act entitled ‘an act to attach a part of town two (2) south, range nine (9) west, to school district No. three (3), township two (2) south, range ten (10) west, in Monroe county,’ in force March 29, A. D. 1869.”

Which was referred to the committee on education.

Mr. Massenberg introduced

House bill, No. 311, for “An act to regulate the practice of medicine, surgery and midwifery in the State of Illinois.”

Which was referred to the committee on miscellaneous subjects.

Mr. McMasters introduced

House bill, No. 312, for “An act to repeal ‘an act to establish the court of common pleas in the city of Sparta, in Randolph county.’”

Which was referred to the committee on judiciary.

Mr. Casey of Jefferson introduced

House bill, No. 313, for “An act concerning incorporated towns.”

Which was referred to the committee on municipal affairs.

Mr. Casey of Jefferson introduced

House bill, No. 314, for "An act to require directors of schools to cause and to be kept a school for six months in the year in each school district."

Which was referred to the committee on education.

Mr. Roe introduced

House bill, No. 315, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

Which was referred to the committee on state institutions.

Mr. Root introduced

House bill, No. 316, for "An act to provide for referees in civil cases."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 317, for "An act to provide for the election of levy commissioners, and defining their powers and duties."

Which was referred to the committee on corporations.

Mr. Stillwell introduced

House bill, No. 318, for "An act in regard to the appointment of grain commissioners."

Which was referred to the committee on inland commerce and warehouses.

Mr. Cprtiss introduced

House bill, No. 319, for "An act to amend the 24th chapter of the Revised Statutes of 1845, entitled 'Conveyances.' "

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 117, for "An act providing for the formation of corporations for agricultural, mining, mechanical, chemical, printing, publishing, manufacturing and building purposes; for supplying villages, towns and cities with gas or water; for transportation of property or passengers otherwise than by railroad or by water; for erecting and operating hotels, elevators or warehouses; for constructing and operating telegraph lines and horse and dummy railroads, and for constructing and operating docks, wharves, slips or basins,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 105, for "An act to regulate the sale of personal property on execution,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable thing,"

Was taken up and read a first time, and

Ordered to a second reading.

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 309, for "An act to enable any city, incorporated town or suburban town in this State to change its name,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 267, for "An act to prohibit domestic animals from running at large,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Cloud of Morgan,

House bill, No. 83, for "An act making appropriations for the erection of a chapel and school buildings for the Illinois Institution for the Education of the Deaf and Dumb, and for the re-erection of the south wing of said institution,"

Was taken from the table, and

Referred to the committee on state institutions.

House bill, No. 248, for "An act in relation to garnishment,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 249, for "An act in regard to attachments before justices of the peace,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors of Clay county,' approved March 8, 1869,"

Was taken up, read a second time, and

Referred to the committee of the whole, ordered printed and engrossed.

House bill, No. 256, for "An act to fix the salary of the judges of the circuit courts of this State and of the judges of the superior court of Cook county,"

Was taken up, read a second time, and

Referred to the committee of the whole and ordered printed.

House bill, No. 257, for "An act to fix the salaries of the Governor, Lieutenant-Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was taken up, read a second time, and

Referred to the committee of the whole and ordered printed.

House bill, No. 258, for "An act providing for prison education, the establishment and maintenance of prison libraries, and making and authorizing appropriations to carry into effect the provisions of this act,"

Was taken up, read a second time, and

Referred to the committee of the whole and ordered printed.

House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court,"

Was taken up and read a second time.

Pending the consideration of which,

On motion of Mr. Cunningham,

At 12:13 o'clock P. M., the House adjourned.

TUESDAY, FEBRUARY 21, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was read.

The journal of Friday not having been read, the Clerk read the same.

Mr. Springer moved to amend the same in reference to his motion to correct the journal of Thursday; which motion was not agreed to.

On motion of Mr. Cary,

The journal of Friday was approved.

The Speaker called to the Chair Mr. Root, and,

On motion of Mr. Roe,

Leave of absence was granted to the Speaker, on account of serious illness in his family.

Leave of absence was granted to Mr. Roberts.

Mr. Dwight presented a petition from James M. O'Melveny and other residents of Centralia, Marion county, praying for the passage of a law providing for courts of general jurisdiction in cities and incorporate towns other than county seats; which was

Referred to the committee on judiciary.

Mr. Turner presented a petition from certain citizens of Stephenson county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Moffit presented a petition from certain citizens of Macon county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a Supplemental Report of the Board of Commissioners of Public Charities:

BOARD OF PUBLIC CHARITIES, SECRETARY'S OFFICE,
SPRINGFIELD, *February 10, 1871.*

HON. JOHN M. PALMER, *Governor:*

The subjoined account of the action taken by the Board of State Commissioners of Public Charities, at its recent meeting in this city, February 8th, 9th and 10th, is transmitted to you by their order.

The Commissioners present were Elmer Baldwin, President; John N. McCord, George S. Robinson.

On the 8th of February the Board met in joint session with the Trustees of the Southern Normal University. On the following day the Commissioners went to Jacksonville to examine the water works erected by the Trustees of the Institution for the Deaf and Dumb, and returned to Springfield, when the following minute was ordered to be entered upon the records, and a copy sent to the Governor:

The Board first adopted a statement of facts, upon which the action taken by it is based, viz:

1. Three of the Institutions at Jacksonville ask for appropriations of money, with which to erect buildings, amounting in the aggregate to \$437,000. Of this amount, the Institution for the Education of the Deaf and Dumb asks for \$162,000; the Institution for the Education of the Blind for \$125,000, and the School for Idiots and Feeble-Minded Children for \$150,000.

2. The statements made in the report of this Board to the Governor, December 15th, 1870, with reference to the water supply at Jacksonville, are true, and can be substantiated, if necessary, by sworn testimony.

3. After viewing and inspecting the water works erected by the Trustees of the Institution for the Education of the Deaf and Dumb, we are of the opinion that the permanence of the supply thus obtained is questionable.

4. The south wing of the Institution for the Education of the Deaf and Dumb is so dilapidated as to be unsafe. Yet it must be occupied, or the Institution closed until additional buildings are erected.

5. There are now two hundred and fifty pupils in a building designed to accommodate one hundred and seventy-five.

6. The necessity for some permanent and better provision for the care of idiots in this State, of whom there are more than two thousand, is imperative.

7. The Institution for the Education of the Blind is situated upon ground said to be worth three or four thousand dollars per acre, and near the point of intersection of four railroads. It is probable that the property as it stands would bring its full value, if offered for sale.

8. The cost of erecting and furnishing an Institution for the education of three hundred deaf mutes, is estimated by us to be from \$275,000 to \$400,000.

After adopting the statement above, a vote was taken upon the question, whether the Board of Public Charities is prepared to recommend the granting, by the Legislature, at the present session, of the appropriations asked, without waiting to test, by experience, the quality and permanence of the water newly obtained. It was unanimously decided in the negative.

A vote was next taken on the question, whether the Board would recommend the postponement of any action by the General Assembly, in the matter of building, until a subsequent session, in order to afford time for testing the water supply; and resulted in a unanimous expression of the conviction that immediate action is necessary.

The Board then, by a unanimous vote, resolved, in accordance with section sixth of the act creating the Board, to recommend to the Governor and General Assembly, to inquire into the possibility and expediency of selling the property now occupied by the Institution for the Education of the Blind, transferring that institution to the premises now occupied by the Institution for the Education of the Deaf and Dumb, and locating the Institution for the Education of the Deaf and Dumb at some other point.

The reason of this recommendation is, that in the opinion of the Board the course suggested would relieve the State of all doubt as to the permanent efficiency of the Institution for the Education of the Deaf and Dumb; it would protect the State against possible loss, in case a removal should hereafter prove to be necessary, and it would save to the State from twenty to fifty thousand dollars in cash, upon the original cost of making adequate provision for the deaf and dumb, and for the blind, besides diminishing the subsequent annual current expenses.

With regard to the School for Idiots and Feeble-minded Children, the Board can only reiterate the recommendation on page 255 of its First Biennial Report.

On the 10th of February the Board carefully reconsidered its action concerning the Southern Normal University, recorded on page four of the statement transmitted to the Governor, December 20th, 1870, and decided that it can make no other recommendation at present.

I have the honor to remain,

Very respectfully, your obedient servant,

FRED H. WINES, *Secretary*.

Mr. Casey of Jefferson, by leave, submitted the following :

Resolved, That the committee on counties and township organization be requested to inquire into the expediency of abolishing the office of highway commissioners, and elect in lieu thereof, by the people, in each road district, three road overseers; and, also, that said committee inquire into the expediency of providing, by law, for the payment for all bridges, constructed across creeks on county roads, out of the county funds; and report by bill or otherwise.

Which was referred to the committee on counties and township organization.

Under the order of unfinished business,

House bill, No. 259, for "An act to regulate the publication of the reports of the Supreme Court,"

Which was postponed until this hour, was taken up, when, Mr. Merritt submitted a substitute for said bill.

The question being upon the adoption of the substitute,

On motion of Mr. Roe,

The whole subject was postponed until Tuesday next, February 28, at 11 o'clock A. M., and the substitute ordered printed.

The Governor's message, submitting the report of the Commissioners of the Southern Insane Asylum,

Was taken up, and

Referred to the committee on public buildings and grounds.

The Governor's message, submitting the Supplementary Report of the Board of Commissioners of Public Charities,
Was taken up, and
Referred to the committee on public charities.

On motion of Mr. Goodell,
One thousand copies of said supplementary report were ordered to be printed.

The Secretary of State, in answer to a resolution of the House, requesting information on the subject of the cost of printing public documents, submitted the following report :

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, February 20, 1871.

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

SIR : On the 13th inst. I had the honor of receiving a copy of the following resolution, adopted by the House of Representatives, viz :

Resolved, That the Secretary of State be and he is hereby requested to report to this House the whole cost to the State of printing the report of the Trustees of the Industrial University, the Auditor's Report on the Insurance Department, the report of the Superintendent of Public Instruction, and upon whose order said reports were published ; also the whole cost of printing all matter authorized by the last General Assembly for and a detailed statement of the respective items, and the cost of each.

In response to said resolution I have the honor to transmit, herewith, for the information of the House of Representatives, a tabular detailed statement, showing the cost of the printing of the reports severally mentioned in said resolution, and also the whole cost of said reports and all other matter authorized by the last session of the General Assembly.

I have no official information upon which to base an answer to the inquiry made in said resolution, viz : "upon whose order said reports were published," but presume the same was done by virtue of the statute laws of the State.

All of which is respectfully submitted.

Your obedient servant,
EDWARD RUMMEL,
Secretary of State.

| | | | |
|---|----------|----------|----------|
| Report of the Superintendent of Public Instruction—3000 copies: | | | |
| Composition..... | \$87 62 | | |
| Press work | 54 72 | | |
| | | \$142 34 | |
| Binding | | 51 60 | |
| Paper | | 248 76 | |
| (The appendix is not finished, and is not included in the above.) | | | \$487 70 |
| Auditor's Report on Insurance Department—3000 copies: | | | |
| Composition | \$467 46 | | |
| Press work..... | 82 08 | | |
| | | \$549 54 | |
| Binding | | 82 80 | |
| Paper | | 376 80 | |
| | | | 1,009 14 |

| | | | |
|--|----------|----------|----------|
| Report of the Board of Trustees of the Illinois Industrial University—8000 copies: | | | |
| Composition..... | \$382 60 | | |
| Press work..... | 127 68 | | |
| | | \$510 28 | |
| Binding..... | | 124 80 | |
| Paper..... | | 598 72 | 1,233 80 |
| Report of the Board of State Commissioners of Public Charities—3000 copies..... | | | |
| Composition..... | \$260 46 | | |
| Press work..... | 91 20 | | |
| | | \$351 66 | |
| Binding..... | | 108 20 | |
| Paper..... | | 484 04 | 938 90 |
| Report of the Commissioners of the Illinois State Penitentiary—3000 copies..... | | | |
| Composition..... | \$180 74 | | |
| Press work..... | 81 92 | | |
| | | \$212 66 | |
| Binding..... | | 25 80 | |
| Paper..... | | 126 86 | 364 82 |
| Report of State Treasurer—3000 copies: | | | |
| Composition..... | \$59 17 | | |
| Press work..... | 18 24 | | |
| | | \$77 41 | |
| Binding..... | | 18 20 | |
| Paper..... | | 69 01 | 159 62 |
| Report of the Institution for the Education of Feeble-minded Children—3000 copies: | | | |
| Composition..... | \$27 02 | | |
| Press work..... | 22 80 | | |
| | | \$49 82 | |
| Binding..... | | 16 80 | |
| Paper..... | | 85 39 | 152 01 |
| Report of the Institution for the Education of the Blind—3000 copies: | | | |
| Composition..... | \$9 85 | | |
| Press work..... | 9 12 | | |
| | | \$18 97 | |
| Binding..... | | 6 00 | |
| Paper..... | | 36 24 | 61 21 |
| Report of the Illinois State Hospital for the Insane—3000 copies: | | | |
| Composition..... | \$30 98 | | |
| Press work..... | 18 24 | | |
| | | \$49 17 | |
| Binding..... | | 12 00 | |
| Paper..... | | 63 55 | \$124 72 |
| Report of the Northern Hospital and Asylum for the Insane—3000 copies: | | | |
| Composition..... | \$15 49 | | |
| Press work..... | 18 68 | | |
| | | \$29 17 | |
| Binding..... | | 7 20 | |
| Paper..... | | 41 70 | 78 07 |
| (Cost of engravings not included in the above.) | | | |

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|--|----------|----------|---------|
| Report of the Southern Illinois Insane Asylum—3000 copies: | | | |
| Composition | \$8 37 | | |
| Press work | 9 12 | | |
| | | \$17 49 | |
| Binding | | 8 00 | |
| Paper | | 25 32 | |
| | | | 45 81 |
| Report of the Southern Illinois Normal University—3000 copies: | | | |
| Composition | \$9 33 | | |
| Press work | 9 12 | | |
| | | \$18 45 | |
| Binding | | 4 80 | |
| Paper | | 30 78 | |
| | | | 54 03 |
| Report of the Trustees of Illinois and Michigan Canal—3000 copies: | | | |
| Composition | \$172 42 | | |
| Press work | 41 04 | | |
| | | \$213 46 | |
| Binding | | 37 20 | |
| Paper | | 178 23 | |
| | | | 428 89 |
| Report of the Canal Commissioners—3000 copies: | | | |
| Composition | \$78 81 | | |
| Press work | 27 36 | | |
| | | \$105 67 | |
| Binding | | 51 60 | |
| Paper | | 128 62 | |
| | | | 280 89 |
| Report of the State House Commissioners—3000 copies: | | | |
| Composition | \$17 60 | | |
| Press work | 18 68 | | |
| | | \$31 28 | |
| Binding | | 8 40 | |
| Paper | | 47 17 | |
| | | | 86 85 |
| Governor Palmer's Message—5000 copies: | | | |
| Composition | \$20 46 | | |
| Press work | 30 40 | | |
| | | \$50 86 | |
| Binding | | 18 20 | |
| Paper | | 115 02 | |
| | | | 179 08 |
| Report of the Adjutant General—3000 copies: | | | |
| Composition | \$5 58 | | |
| Press work | 9 12 | | |
| | | \$14 70 | |
| Binding | | 8 60 | |
| Paper | | 25 32 | |
| | | | 48 62 |
| Report of the State Agent for the Collection of War Claims—3000 copies: | | | |
| Composition | \$6 29 | | |
| Press work | 9 12 | | |
| | | \$15 41 | |
| Binding | | 8 60 | |
| Paper | | 25 32 | |
| | | | \$44 33 |

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|---|---------|---------|------------|
| Report of the Trustees of the State Reform School—3000 copies: | | | |
| Composition | \$15 92 | | |
| Press work..... | 18 68 | | |
| | | \$29 60 | |
| Binding | | 8 40 | |
| Paper | | 47 17 | |
| | | | 85 17 |
| Report of the Trustees of the Illinois Soldiers' Orphans' Home—3000 copies: | | | |
| Composition | \$32 01 | | |
| Press work..... | 18 68 | | |
| | | \$45 69 | |
| Binding | | 9 00 | |
| Paper | | 49 90 | |
| | | | 104 59 |
| | | | \$5,913 25 |

On motion of Mr. Springer,

Five hundred copies of the report were ordered to be printed, and the report was

Referred to the committee on printing.

The Speaker announced that the hour had arrived for the House to go into the committee of the whole, for the consideration of House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

Whereupon, the House resolved itself into the committee of the whole, with Mr. Burley in the Chair.

After some time,

Mr. Burley, from the committee of the whole, reported that the committee had had House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," under consideration, and made some progress, and asked leave to sit again at half-past two o'clock this afternoon.

The report of the committee was concurred in, and leave was granted to sit again at 2:30 o'clock P. M.

On motion of Mr. Roe,

The rules were suspended, and,

On motion of Mr. Root,

It was

Resolved, That the use of this hall, on Friday night, the 22d inst., be granted to the Western Social Science Association, for a public address by J. R. Brockway, the president of the association, upon "Prisons, Prison Discipline and Criminal Law."

On motion of Mr. Haines,

At 12:55 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Roe,

The House resolved itself into the committee of the whole, for the further consideration of House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," with Mr. Burley in the Chair.

After some time,

Mr. Burley, from the committee of the whole, reported that the committee had had House bill No. 3 under consideration, and had made some progress, and asked leave to sit again at half-past seven o'clock P. M.

The report of the committee was concurred in, and leave was granted to sit again at 7:30 o'clock P. M.

Leave of absence during the evening session was granted the committee on state institutions.

Mr. Burley moved that leave of absence be granted the committee on penitentiary, during the evening session; which motion was not agreed to.

Mr. Cary moved that leave of absence be granted the committee on judiciary, during the evening session; which motion was not agreed to.

On motion of Mr. Knoles,

At 5:45 P. M. the House adjourned to 7:30 P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House met, pursuant to adjournment,

And immediately went into committee of the whole for the consideration of House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company," with Mr. Burley in the Chair.

After some time,

Mr. Burley, from the committee of the whole, reported that the committee had had under consideration House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold, or otherwise disposed of by or for said railroad company," and reported the same back with amendments.

The report of the committee was concurred in, and,

On motion of Mr. Cary,

The amendments were adopted.

Mr. Frew submitted a further amendment, as follows, and moved its adoption :

Add to the end of section one :—

“Provided, That said lands, heretofore sold, shall not be liable to taxation before the last payment for the same shall become due, as specified by the original contract.”

Which motion was not agreed to.

On motion of Mr. Casey of Jefferson,
The bill was ordered to be engrossed for a third reading, and ordered printed, as amended.

On motion of Mr. Cummings,
At 10:05 P. M. the House adjourned.

WEDNESDAY, FEBRUARY 22, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was read.

Leave of absence was granted to Messrs. Cloud of Maconpin, Morse, Langley, Ross and Elder.

Mr. Elder presented a petition from certain citizens of Saline county, praying for the passage of a law that shall separate the white and black races in the schools of this State; which was

Referred to the committee on education.

Mr. Merritt presented a petition from sundry citizens of Marion county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Clark of Kane presented a petition from sundry citizens of the city of Elgin, praying for the repeal of an act of 1869, in relation to the election of certain city officers in said city; which was

Referred to the committee on municipal affairs.

Mr. Roe presented a petition from sundry citizens of McLean county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Fuller presented a petition from sundry citizens of the town of Valley, in Stark county, in relation to a change in a certain school district therein named; which was

Referred to the committee on education.

Mr. Latimer presented a petition from various Lodges of the Independent Order of Good Templars of Knox county, praying for certain changes in the laws regulating the sale of intoxicating liquors; which was

Referred to the special committee on temperance.

Mr. Dwight presented a petition from the Centralia Fruit Growers' Association, in relation to passenger fares and rates of freights; which was

Referred to the committee on railroads.

Mr. Williams presented a petition from sundry citizens of Sterling, Whiteside county, praying for the passage of a law granting the use of school houses for debating societies; which was

Referred to the committee on education.

Mr. Sanford presented a petition from certain citizens of the town of Altona, Knox county, praying for an amendment to the charter of the city of Oneida; which was

Referred to the committee on municipal affairs.

Introduction of bills being in order,

Mr. Burley introduced

House bill, No. 320, for "An act to authorize the appointment of commissioners in court where they have been named in and by act of the Legislature."

Which was referred to the committee on municipal affairs.

Mr. Chandler introduced

House bill, No. 321, for "An act to permit the owners or managers of coal mines to lay tracks from said mines connecting with the tracks of the several railroad companies of the State of Illinois."

Which was referred to the committee on railroads.

Mr. Collins introduced

House bill, No. 322, for "An act to enable the trustees of the Illinois and Michigan Canal to repair bridges."

Which was referred to the committee on canal and river improvements.

Mr. Cunningham introduced

House bill, No. 323, for "An act to protect married women in their rights of their husbands' property."

Which was referred to the committee on miscellaneous subjects.

Mr. Elder introduced

House bill, No. 324, for "An act to define the duties and powers of incorporated cities and towns in this State."

Which was referred to the committee on municipal affairs.

Mr. King of Jersey introduced

House bill, No. 325 for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Mr. King of Jersey moved that the rules be suspended, and that the bill be read a first time now; which motion was not agreed to, and the bill was then

Referred to the committee on fees and salaries.

Mr. Knoles introduced

House bill, No. 326, for "An act providing for the election of masters in chancery."

Which was referred to committee on judiciary.

Mr. Knoles introduced

House bill, No. 327, for "An act to protect religious meetings from disturbance."

Which was referred to the committee on education.

Mr. Langston introduced

House bill, No. 328, for "An act to provide for the election of masters in chancery."

Which was referred to the committee on judiciary.

Mr. Lee introduced

House bill, No. 329, for "An act to aid railroad companies in the collection of fare."

Which was referred to the committee on railroads.

Mr. Mayo introduced

House bill, No. 330, for "An act to appraise and sell a lot of land belonging to the State, lying in Mount Carmel, Wabash county, Illinois."

Which was referred to the committee on judiciary.

Mr. McMillan introduced

House bill, No. 331, for "An act to amend section fifteen, of chapter thirty-four of the Revised Statutes of 1845."

Which was referred to the committee on judiciary.

Mr. Merritt introduced

House bill, No. 332, for "An act to provide a general system for the election of directors or managers of incorporated companies."

Which was referred to the committee on corporations.

Mr. Morrison of Cook introduced

House bill, No. 333, for "An act in relation to the establishment of gas companies."

Which was referred to the committee on corporations.

Mr. Sherrill introduced

House bill, No. 334, for "An act to legalize the vote in certain counties for township support of paupers."

Which was referred to the committee on counties and township organization.

Mr. Stewart introduced

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters in this State, wherein they were once accustomed to be found."

Which was referred to the committee on agriculture.

Mr. Stewart introduced

House bill, No. 336, for "An act for the changing of the time for holding the election of county treasurer and county surveyor."

Which was referred to the committee on elections.

Mr. Taylor introduced

House bill, No. 337, for "An act to legalize roads and highways."

Which was referred to the committee on roads, highways and bridges.

Mr. Waite introduced

House bill, No. 338, for "An act to authorize summary proceedings to recover the possession of demised [?] premises in certain cases."

Which was referred to the committee on judiciary.

Mr. Williams introduced

House bill, No. 339, for "An act to provide for a uniform system of abstracting titles to real estate, and to insure correctness in recording deeds."

Which was referred to the committee on counties and township organization.

On motion of Mr. Dwight,

The rules were suspended and,

On motion of Mr. Dwight,

It was

Resolved, That the committee on public buildings and grounds be and they are hereby instructed that when they shall visit the Southern Illinois Normal University, they shall also visit the Agricultural College at Irvington, Illinois, examine its present condition, and report to this House the result of such examination.

House bills on second reading being in order,

House bill, No. 105, for "An act to regulate the sales of personal property on execution,"

Was taken up, read a second time, and,

On motion of Mr. Casey of Jefferson,

Referred to the committee of the whole, and 500 copies ordered printed.

House bill, No. 117, for "An act providing for the formation of corporations for agricultural, mining, mechanical, chemical, printing, publishing, manufacturing and building purposes; for supplying villages, towns and cities with gas or water; for transportation of property or passengers otherwise than by railroad or by water; for erecting and operating hotels, elevators or warehouses; for constructing and operating telegraph lines and horse or dummy railroads, and for constructing and operating docks, wharves, slips or basins,"

Was taken up, read a second time, and

Referred to the committee of the whole.

On motion of Mr. Waite,

The rules were suspended to enable him to submit a report from the committee on municipal affairs.

Mr. Waite, from the committee on municipal affairs, reported

House bill, No. 340, for "An act to define and classify the cities, suburban towns and incorporated towns of this State, and to provide for changing their classification, and to enable cities and towns under special charters to adopt an organization under the general law."

On motion of Mr. Waite,

The bill was read a first time, and

Ordered to a second reading, and,

On motion of Mr. Armstrong,

Five hundred copies of said bill were ordered printed.

On motion of Mr. Barnes,
The further proceedings under the present order of business, were dispensed with, and,

On motion of Mr. Haines,
It was

Resolved, That the House now proceed to the election of temporary Speaker, by calling the roll of members; and when any member has received a majority of all the votes cast, he shall be declared elected.

Nominations for temporary Speaker being in order,
Mr. Goodell placed in nomination Hon. William Cary, of JoDavies county.

Mr. Nelson placed in nomination Hon. W. M. Egan, of Cook county.

Mr. Waite placed in nomination Hon. J. P. Root, of Cook county.

Mr. Morrison of Cook placed in nomination Hon. E. M. Haines, of Lake county.

Mr. Heafield placed in nomination Hon. T. C. Merritt, of Marion county.

Mr. Haines moved that the vote be by ballot, and that three tellers be appointed by the Speaker *pro tem.*, to canvass the votes; which motion was not agreed to.

Mr. Merritt declined the nomination; whereupon,

The Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Cary (39) are,

Messrs. Barnes,
Berry,
Briscoe,
Burnside,
Casey of Jefferson,
Chandler,
Clark of Kane,
Cummings,
Curtiss,
Davis,
Derrickson,
Efner,
Fouke,

Messrs. Fuller,
Galnea,
Goodell,
Jeffries,
Langston,
Latimer,
Manley,
Mayo,
McConnell,
McElvain,
McMasters,
McMillan,
Morgan,

Messrs. Morray,
Morrill,
Mussetter,
Neece,
Powell,
Rice of Peoria,
Riggs,
Sage,
Taylor,
Townsend,
Trimble,
Williams,
Wight.

Those voting for Mr. Egan (57) are,

Messrs. Austin,
Ayres,
Barrett,
Boyd,
Brooks,
Burley,
Carpenter,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Clow,
Collins,
Cunningham,
Daniels,
Dixon,
Harley,
Haster,
Finley,
Foss,

Messrs. Frew,
Funk,
Galbraith,
Gillham,
Haines,
Heafield,
Herdman,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
McElwee,
Merritt,
Miller of Madison,
Morrison of Cook,
Morrison of Monroe,

Messrs. Nelson,
North,
Olson,
Reese,
Remsberg,
Rich,
Rives,
Rodgers of Madison,
Senne,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Vocke,
Watkins,
Whitney,
Williamson,
Wright.

Those voting for Mr. Root (81) are,

Messrs. Armstrong,
Barr,
Braiden,
Brown of Bond,
Caldwell,
Cloud of Morgan,
Cofer,

Messrs. Dodge,
Dwight,
Flaherty,
Gallagher,
Gass,
Hall,
Hundley,

Messrs. King of Jersey,
Knobs,
Lee,
Mason,
McEwen,
Phelps,
Reinhardt,

Messrs. Reise of Logan,
Rice of Sangamon,
Richardson,
Rodgers of Platt,

Messrs. Roe,
Sanford,
Shaw,

Messrs. Vennum,
Waite,
Webb.

Those voting for Mr. Haines (5) are,

Messrs. Carle,
Elder,

Messrs. Leith,
Moffit,

Mr. Roessler,

No candidate having received a majority of the votes cast, another ballot was ordered; whereupon,

Mr. Root withdrew his name,

And the Clerk proceeded to call the roll, which resulted as follows:

Those voting for Mr. Cary (46) are,

Messrs. Barnes,
Barr,
Berry,
Briscoe,
Brown of Bond,
Burnside,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Morgan,
Cofer,
Cummings,
Dwight,
Easley,
Elder,
Fleharty,

Messrs. Fouke,
Fuller,
Gaines,
Gase,
Goodell,
Hawes,
Jeffries,
King of Jersey,
Knoles,
Langston,
Latimer,
Leith,
Manley,
McConnell,
McMasters,

Messrs. Moffit,
Morgan,
Murray,
Morrill,
Musetter,
Neece,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Riggs,
Sanford,
Taylor,
Townsend,
Trimble,
Webb.

Those voting for Mr. Egan (87) are,

Messrs. Armstrong,
Austin,
Ayres,
Barrett,
Boyd,
Brooks,
Bunley,
Caldwell,
Carle,
Carpenter,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Cunningham,
Daniels,
Davis,
Derickson,
Dixon,
Dodge,
Easter,
Efner,
Finley,
Foss,
Frew,
Funk,
Gallagher,
Gillham,
Hall,

Messrs. Haines,
Hay,
He field,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
Landrum,
Lee,
Mason,
Mayo,
McElvain,
McElwee,
McMillan,
Merritt,
Morrison of Cook,
Morrison of Monroe,
Nelson,
North,
Olson,
Phelps,
Powell,
Pritchard,

Messrs. Reese,
Remsburg,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Sage,
Shaw,
Senne,
Sheldon of Champaign,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

On motion of Mr. Morgan,

Mr. Egan was declared unanimously elected temporary Speaker of the House.

The Speaker *pro tem.* appointed Messrs. Merritt, Cummings and Nelson to wait upon Mr. Egan and conduct him to the Chair.

Mr. Egan, having been conducted to the Chair, briefly addressed the House, thanking the members for the honor conferred upon him.

Mr. Springer submitted the following protest:

PROTEST OF WM. H. SPRINGER, CHAS. H. RICE AND NINIAN R. TAYLOR.

The undersigned, members of the House, availing themselves of their privileges to dissent from and protest, in respectful language, against any act or resolution which they may think injurious to the public or to any individual, and have the reasons of their dissent entered upon the journals, would respectfully represent, that on the 16th instant, Mr. Springer, one of the undersigned, moved that the rules be suspended, in order to enable him to submit the following resolution, viz :

Resolved, That the Governor be requested to report to this House—

The whole amount of currency forwarded to New York for the purchase of gold and London exchange, for the payment of the State debt, in pursuance of the law passed at this session of the General Assembly. The date of shipment of such funds; if by express; and the amount paid for such shipment. If such funds were used to purchase exchange on New York or other eastern cities, the date of the purchase of such exchange, the banks at which purchased, the amount of premium paid for such exchange, if any, and copies of all bill of exchange used and purchased, together with an affidavit or affidavits made by some officer of such banks that such copies are true, and that the exchange was actually purchased and paid for at the dates of such bills of exchange; the amount of gold and London exchange purchased in New York by the Treasurer and Auditor; the commission, if any, paid for such gold and exchange, and to whom paid; the premium paid for such gold and exchange, and the day and hour of the day such purchases were made. Also, the market rates in New York at the time and during the day such purchases were made, and during the whole time the Auditor and Treasurer were in New York to make such purchases; the amount of State indebtedness paid in pursuance of the act passed at this session of the General Assembly; when such indebtedness was paid, and whether in gold, currency or exchange on London; the amount of Canal debt outstanding, if any, after such payments.

Upon the motion to suspend the rules, for the purpose of the introduction of the foregoing resolution, the yeas and nays were demanded, and the House refused to suspend the rules.

On the following day, when the journal was read, it appeared that the resolution was suppressed, and that the record was so made up as show that

“Mr. Springer moved to suspend the rules, in order to enable him to submit a resolution,”

Without setting forth the resolution, or even giving the substance thereof.

Mr. Springer, thereupon, moved to amend the journal, by striking out the above entry, and inserting the following in lieu thereof, viz :

“Mr. Springer moved to suspend the rules, in order to enable him to submit the following resolution, viz :”

[Here followed the resolution as above set forth.]

The motion was not agreed to, and the House refused to correct the journal in accordance with the facts.

On the 21st inst., when the journal of the 17th was read, it appeared that the motion to correct the journal, made by Mr. Springer, was again suppressed, by omitting the foregoing resolution. A motion was again made to correct the journal, so that it would recite the motion to correct the journal as it was actually submitted by Mr. Springer.

The House again refused to make the correction.

Every member of a legislative body, when he moves to suspend the rules in order to enable him to submit a resolution, has the right to have such resolution entered upon the journal.

The undersigned have been unable to find any precedents to the contrary. But in support of this proposition, they respectfully refer to the proceedings of the National House of Representatives, and particularly to the journal of the second session of the 31st Congress, 1850-51, pages 82, 112, 117, 134, 136, 139, 140, 160, 161, 194, 196, 338, 354, 362, 386, 388, 403, 412, 416, 418, 420, 426, 430, 432, 438, 440, 450, 454; journal second session 35th Congress, 1858-59, pages 476, 501, 551, 564, 575; journal second session 36th Congress, pages 126, 152, 188, 472, 518; journal third session 40th Congress, 1868-69, pages 138, 253, 304, 350, 402, 540.

These precedents clearly show that it is the established and uniform rule of parliamentary bodies, that the resolution or proposition, for the introduction of which a suspension of the rules is moved, should be entered upon the journal. Were it otherwise; it would be in the power of a majority to suppress, at any time, any portion of their proceedings, in order to avoid the responsibility for their votes to their constituents.

The resolution which the House has refused to enter upon the journal was one of inquiry upon a matter of importance to the people, and called upon the Governor for information that the people and their representatives have a right to know. To refuse to consider this resolution and to enter the same upon the journal, is an act which, in the opinion of the undersigned, is injurious to the public and to themselves as individuals, and they, therefore, respectfully protest against such an act, and ask to have the reasons of their dissent entered upon the journals.

February 22, 1871.

WILLIAM M. SPRINGER,
CHARLES H. RICE,
NINIAN R. TAYLOR.

Mr. Cary moved to strike out the copy of the resolution contained in the protest.

Mr. McMillan offered the following:

Resolved, That the Speaker appoint a select committee of five, and that the protest presented by the honorable gentlemen from Sangamon, be referred to such committee; and that such committee make report upon said protest without unnecessary delay.

Mr. Sheldon, at 12:55 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Morrison of Cook moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

Mr. Barnes moved that Mr. McMillan have leave to withdraw his resolution; which motion was agreed to.

Whereupon,

Mr. McMillan withdrew his resolution.

The question being upon the adoption of the motion of Mr. Cary, it was not agreed to.

Mr. Jones of Marshall, at 1 o'clock P. M., moved that the House do now adjourn ; which motion was not agreed to.

On motion of Mr. Carpenter,

It was

Resolved, That the use of this hall be granted, this evening, to Mr. G. B. Stebins, of Detroit, to lecture on "Technical Education, as applied to science and manufacture."

Mr. Cunningham submitted the following :

WHEREAS we, the American people, recognize General George Washington as the Father of his Country, and the founder of the institutions we now enjoy; therefore,

Resolved, That in memory of him, and in honor of his birthday, this House do now adjourn.

Which motion was agreed to.

Whereupon, at 1:05 o'clock P. M., the House adjourned.

THURSDAY, FEBRUARY 23, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The journal of yesterday was read.

Mr. Elder presented a petition from sundry citizens of Saline county, praying for the passage of such laws as will create separate schools for the different races ; which was

Referred to the committee on education.

Mr. Gallagher presented a petition from sundry citizens of the city of Peru, praying for the passage of a law for the protection of persons holding policies of life insurance, who, from various causes, are unable to pay their premiums ; which was

Referred to the committee on insurance.

Mr. Miller of Kane presented a petition from sundry citizens of Kane county, praying for the passage of some law for the protection of persons holding policies of life insurance, who, from various causes, are unable to pay their premiums ; which was

Referred to the committee on insurance.

Mr. Braiden presented a petition from sundry citizens of Lee county, praying for the passage of some law for the protection of persons holding policies of life insurance, who, from various causes, are unable to pay their premiums ; which was

Referred to the committee on insurance.

Mr. Hickox presented a petition from sundry citizens of Kankakee county, praying for the passage of some law for the protection of persons holding policies of life insurance, who, from various causes, are unable to pay their premiums ; which was

Referred to the committee on insurance.

Mr. Hickox presented a petition from the board of supervisors of Kankakee county, praying for the passage of a law to assess household interests within the right of way of the Illinois Central Railroad ; which was

Referred to the committee on revenue.

Mr. Hickox presented a petition from the board of supervisors of Kankakee county, praying for the passage of a law to hold meetings for the election of township officers upon the same day and in connection with the general election, and under the same management ; which was

Referred to the committee on counties and township organization.

Mr. Lee presented a remonstrance from sundry citizens of the State of Illinois, against the passage of laws prohibiting the catching of fish by seines or nets ; which was

Referred to the committee on agriculture.

Mr. Lee presented a remonstrance from sundry citizens of Peoria, against the passage of laws prohibiting the catching of fish by seines or nets ; which was

Referred to the committee on agriculture.

Mr. Shelton presented a petition from sundry citizens of Warren county, in relation to the traffic in intoxicating drinks ; which was

Referred to the special committee on temperance.

Mr. Galbraith presented a petition from sundry citizens of the county of Wayne, in relation to the grading, inspecting and handling of grain in the city of Chicago ; which was

Referred to the committee on inland commerce and warehouses.

Mr. Sheldon presented a petition from sundry citizens of Champaign county, in relation to the grading, inspecting and handling of grain in the city of Chicago ; which was

Referred to the committee on inland commerce and warehouses.

Mr. Braiden presented a petition from the board of supervisors of Lee county, in relation to the revenue laws of this State ; which was

Referred to the committee on revenue.

Mr. Dodge, from the committee on agriculture, submitted the following report :

The committee on agriculture, to which was referred House bill, No. 298, for "An act to create a department of agriculture in the State of Illinois," have had the same under consideration and have instructed me to report the same back, amended, and recommend its passage as amended.

The report of the committee was concurred in.

On motion of Mr. Dodge,

The rules were suspended, the bill read a first time, and,

On motion of Mr. Barnes,

Ordered to be printed and ordered to a second reading.

Mr. Root, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 118, for "An act to legalize the organization of agricultural societies," have had the same under consideration, and direct me to report the same back and recommend that it be referred to the committee of the whole.

The report of the committee was concurred in, and the bill
Referred to the committee of the whole.

Mr. Cary, from the committee on judiciary, submitted the following report:

The committee on judiciary have instructed me to report—

House bill, No. 341, for "An act to regulate the practice in courts of chancery," and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 342, for "An act concerning the erecting of landmarks in townships organized under township organization laws," with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

The Speaker laid before the House the following report from A. D. Duff, Judge of the 26th judicial circuit:

To the Honorable General Assembly of the State of Illinois:

In compliance with the last clause of section 31, article VI, of the constitution of Illinois, I herewith most respectfully submit to your honorable body that I have held courts in the several counties composing the 26th judicial circuit the preceding two years, as follows, viz:

| | |
|--------------------------------|---------|
| In the county of Gallatin..... | 89 days |
| " Hardin | 32 " |
| " Saline | 47 " |
| " Williamson | 45 " |
| " Franklin..... | 63 " |
| " Johnson | 6 " |

And making in the aggregate282

actual court days in which courts were in session. It will be observed that after the March term of the circuit court of Johnson county, 1869, said county was attached to the 19th judicial circuit.

I further report that in addition to those 282 days devoted to business in the court houses, I also spent forty-one (41) days in necessary travel to and from the respective places of holding courts in said circuit, making 323 (323) days employed within the preceding two years, in the discharge of my official duties.

All of which is most respectfully submitted.

ANDREW D. DUFF,

Judge Twenty-sixth Judicial Circuit.

Which was referred to the committee on judicial department.

Introduction of bills being in order,

Mr. Hinchcliffe introduced

House bill, No. 343, for "An act in relation to the collection of the wages of laborers, workmen, workwomen, mechanics and artisans."

Which was referred to the committee on miscellaneous subjects.

Mr. King of Jersey, by leave, withdrew House bill, No. 325, for "An act to fix the salaries of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Mr. Koerner introduced

House bill, No. 344, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on the railroads in this State, and to enforce section 9, of article 9, of the constitution."

Which was referred to the committee on railroads.

Mr. Latimer introduced

House bill, No. 345, for "An act to provide for fees of jurors and constables in justices' courts."

Which was referred to the committee on fees and salaries.

Mr. Miller of Kane introduced

House bill, No. 346, for "An act to regulate the jurisdiction of the court of common pleas in the city of Aurora, and the courts of common pleas of the city of Elgin, and changing the time of holding the terms of said courts, and for other purposes."

Which was referred to the committee on judicial department.

Mr. Miller of Kane introduced

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same, for 1871 and 1872."

Which was referred to the committee on appropriations.

Mr. Morgan introduced

House bill, No. 348, for "An act providing for a judgment docket and fee book, with index for courts of common law jurisdiction, the same forming a complete and reliable index to all other records of said courts (except naturalization records), and for the repeal of an act requiring the clerks of circuit courts (and county courts having common law jurisdiction) of the several courts in this State, to keep indexes to their court records, approved February 16, 1865, and of sections 40 and 43, of chapter 83, of the Revised Statutes of Illinois."

Which was referred to the committee on judiciary.

Mr. Morrison of Monroe introduced

House bill, No. 349, for "An act limiting tenancy by curtesy."

Which was referred to the committee on judiciary.

Mr. Nelson introduced

House bill, No. 350, for "An act concerning roads and bridges."

Which was referred to the committee on roads, highways and bridges.

Mr. Nelson introduced

House bill, No. 351, for "An act to change the law of descent and inheritance in certain cases."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 352, for "An act to provide for the appointment of notaries public, and to define their powers and duties."

Which was referred to the committee on executive department.

Mr. Root introduced

House bill, No. 353, for "An act to amend the criminal code, so as to prevent false and fraudulent acknowledgments."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 354, for "An act to prohibit distinctions as to race, color and nationality in the schools of this State."

The question being upon referring the bill to the committee on education,

Mr. McElvain moved that the motion to refer be laid on the table,

Which was decided in the negative, { Yeas..... 42
Nays 94

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barr,
Barrett,
Boyd,
Briscoe,
Brooks,
Burnside,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Gaines,

Messrs. Hay,
Jeffries,
Kelly,
Kenny,
Knoles,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Merritt,
Murray,

Messrs. Morrill,
Mussetter,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rich,
Richardson,
Riggs,
Roessler,
Sage,
Stewart,
Taylor,
Trimble,

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Austin,
Berry,
Bralden,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleharty,
Foss,
Fouke,
Frew,
Fuller,
Funk,
Gallagher,
Gass,

Messrs. Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hickox,
Hildrap,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
King of Jersey,
Koerner,
Latimer,
Massenberg,
Maron,
Mayo,
McConnell,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Neece,
Nelson,
North,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Reinhardt,
Remsberg,
Rice of Peoria,
Rives,
Rodgers of Platt,
Root,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Vennum,
Voeke,
Waite,
Waters,
Webb,
Whitney,
Williams,
Wight,
Wright.

So the motion to refer was not laid on the table, and the bill was then referred to the committee on education.

Mr. Gillham introduced

House bill, No. 355, for an "An act to establish police regulations in regard to dogs."

Which was referred to the committee on agriculture.

Mr. Phillips introduced

House bill, No. 356, for "An act in relation to the establishment of separate schools for colored children."

Which was referred to the committee on education.

Mr. Ralls introduced

House bill, No. 357, for "An act to authorize the county court of Randolph county to issue bonds."

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 341, for "An act to regulate the practice in courts of chancery,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Sanford,

One thousand copies of the bill was ordered printed.

House bill, No. 342, for "An act concerning the erection of land marks in townships organized under the township organization laws,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 19, for "An act to regulate the reporting of the decisions of the supreme court of this State,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 150, for "An act in regard to attachments in courts of record,"

Was taken up and read a first time.

Mr. Sheldon submitted an amendment.

On motion of Mr. Sheldon,

The bill and proposed amendment were referred to the committee of the whole.

House bill, No. 296, for "An act to restore uniformity in the assessment and collection of taxes for county purposes in the county of Adams,"

Was taken up and read a first time.

Mr. Richardson submitted an amendment.

On motion of Mr. Richardson,

The bill, together with the proposed amendment, was referred to the committee of the whole; and the bill, with the proposed amendment, was ordered to be printed.

House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable thing,"

Was taken up and read a second time.

Mr. Townsend submitted a substitute for section 31.

On motion of Mr. Townsend,

The bill, with proposed substitute for section 31, was referred to the committee of the whole.

House bill, No. 295, for "An act to fill vacancies in the Board of Canal Commissioners and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,"

Was taken up and read a second time.

Mr. Galloway moved that the bill be referred to the committee of the whole, and made the special order for 11 o'clock Wednesday morning, March 1, 1871.

Mr. Morrison of Monroe called for a division of the question.

And the question being upon the motion to refer to the committee of the whole, it was agreed to.

Mr. Galloway, by leave, withdrew the motion to make House bill 295 the special order for 11 o'clock next Wednesday morning.

Mr. Townsend, at 12:30 P. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Roe submitted the following proposed new rule, which lies over one day:

"On and after Monday, the 27th day of February, 1871, it shall not be in order to introduce any new bill or resolution not reported by a committee, except on Mondays or Wednesdays of each week."

By leave, Mr. Cavan submitted the following:

Resolved, That the public printer be and he is hereby instructed to print all bills and resolutions for the use of the members of this House on paper of uniform size.

Mr. Root moved to amend by striking out the words "bills and resolutions" and inserting "all printed matter."

Mr. Cavan moved the previous question.

The question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon the amendment of Mr. Root, it was not agreed to.

The question recurring upon the resolution of Mr. Cavan, it was agreed to.

By leave, Mr. Morrill submitted the following:

WHEREAS certain bills and copies of rules have been printed by order of the House; and whereas said bills and copies of rules were burned by the fire of last night; therefore, be it

Resolved, That the Secretary of State be and is hereby requested to have all of said bills and rules reprinted.

Which was agreed to.

By leave, Mr. Lee submitted the following:

Resolved, That the judiciary committee be and it is hereby instructed to inquire into the expediency of amending the practice act so as to allow writs and process in common law suits to be served the same as in chancery cases; and report by bill or otherwise.

Which was agreed to.

Leave of absence was granted Messrs. Rodgers of Madison, Brown of Massac and Cunningham.

By leave, Mr. Carpenter submitted the following :

Resolved, That the committee on counties and township organization be instructed to consider the propriety of providing for the election of three assessors of each township, instead of one, as now provided.

Which was agreed to.

Mr. Morgan, at 12:45 P. M., moved that the House do now adjourn ; which motion

| | | |
|---------------------------------|--------------|----|
| Was decided in the affirmative, | { Yeas..... | 71 |
| | { Nays | 48 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Ayres,
Barr,
Berry,
Braidon,
Brooks,
Burley,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Cloud of Morgan,
Clow,
Cofer,
Curtiss,
Derrickson,
Easter,
Edgcomb,
Efner,
Fleharty,
Foss,
Galbraith,
Galloway,

Messrs. Haines,
Hinchcliffe,
Hunter,
Jones of Crawford,
Kenny,
King of Jersey,
Knobs,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Mayo,
McConnell,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Massetter,
North,

Messrs. Olson,
Pixley,
Powell,
Rich,
Roberts,
Roe,
Roessler,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stewart,
Sullivan,
Townsend,
Vocke,
Waite,
Waters,
Williams,
Wight,
Wright.

Those voting in the negative are,

Messrs. Armstrong,
Barnes,
Barrett,
Briscoe,
Caldwell,
Clark of LaSalle,
Collins,
Cummings,
Dodge,
Hasley,
Egan,
Finley,
Frew,
Gaines,
Gallagher,
Gass,

Messrs. Gillham,
Hall,
Hay,
Humphrey,
Jeffries,
Jones of Marshall,
Kelley,
Landrum,
Leith,
McElwee,
Miller of Madison,
Murray,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Neece,
Phelps,
Reese,
Reise of Logan,
Rice of Peoria,
Richardson,
Riggs,
Rives,
Rodgers of Piatt,
Root,
Taylor,
Trimble,
Vennam,
Webb,
Whitney,
Williamson.

So the House adjourned.

FRIDAY, FEBRUARY 24, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The journal of yesterday was read.

Mr. Cummings presented a petition from Henry M. Cox and eighteen others, praying that farms now within the corporate limits of the town of Vermont, be stricken from said corporate limits; which was

Referred to the committee on municipal affairs.

Mr. Price presented a petition from a committee appointed at a meeting of the Illinois State Dental Society, asking for a law for the better professional education of practitioners of dental surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Sheldon presented a petition from John F. Fisher and eighty-one others, citizens of Champaign county, in relation to drainage; which was

Referred to the committee on drainage.

Mr. Sheldon presented a memorial from the Trustees of the Illinois Industrial University, presenting the pressing wants of said University; which was

Referred to the committee on agriculture.

Mr. Clow presented a petition from sundry citizens of Will county, in relation to the support, maintenance, and custody of the incurable and hopelessly insane and idiotic persons of the State; which was

Referred to the committee on public charities.

Mr. McElwee presented a petition from ninety-seven citizens of Jasper county, for a law to prohibit county and town officers from holding railroad stock or bonds; which was

Referred to the committee on counties and township organization.

Mr. Dwight presented a petition from David Oxley and seventy others, citizens of Centralia, asking for a law of general jurisdiction for courts in cities and incorporated towns; which was

Referred to the committee on judiciary.

Mr. Dwight presented a petition from John S. Harvey and one hundred and ten others, citizens of Marion county, praying for the passage of a law for the protection of persons holding policies of life insurance, that they shall receive in some form insurance to the value of money paid; which was

Referred to the committee on insurance.

Leave of absence was granted Mr. Crouch.

Mr. Roe, from the committee on state institutions, reported

House bill, No. 358, for "An act to appoint a board of commissioners of pardons, and to define their duties," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Roe,
The rules were suspended, the bill read a first time, and
Ordered to a second reading.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

WHEREAS, by reason of a fire which occurred in this city this morning, destroying the building occupied by the State Binder, and materially [damaging the building occupied by the State Geologist, whereby certain property of the State is claimed to have been damaged or destroyed ; therefore, be it

Resolved by the Senate, the House of Representatives concurring herein, That a committee of five be appointed, two of the Senate and three of the House, to investigate the matter, and report the extent of the said damage or destruction of State property, and also whether any documents which have been destroyed while in the hands of the State Binder will require reprinting.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

I am also instructed to inform the House that the President of the Senate has appointed as such committee, on the part of the Senate, Senators Pierce and Hunter.

Mr. Roe, from the committee on state institutions, submitted the following report :

REPORT OF COMMITTEE ON STATE INSTITUTIONS.

The committee upon state institutions respectfully report to the House of Representatives :

That they have visited, in a body, the Institutions of the State at Jacksonville, at Normal and at Champaign, and that they have given them as careful and complete an examination as the limited time at their command would permit.

In company with the chairman of the committee on the part of the Senate, the chairman of the House committee devoted an entire day to the Jacksonville Institutions, in advance of the committee's visit, and the committee in a body devoted two additional days and evenings to a critical examination of the Institution for the Insane, the Blind, the Deaf and Dumb, and the Feeble-Minded ; and without burdening their report with details, the committee report that their visit to these Institutions was not one of ceremony, but was wholly devoted to business.

We found, in the Institution for the education of the Deaf and Dumb, about two hundred and sixty-five pupils. They were healthy, cheerful, orderly, devoted to their studies, and apparently well advanced in their peculiar education, and making rapid progress. And we are gratified that the management of the educational and all other internal affairs of the Institution is in a high degree creditable to the officers and teachers who have it in charge ; and as a very important part of the education imparted to the interesting class of pupils for which the Institution was devised, we commend the mechanical department, including, especially, the shoe shops, the cabinet shops and

the printing offices. In each of these the pupils are doing work which would do credit to any similar establishment in private hands; and we refer to the printed annual report of the Institution, already communicated to the General Assembly, as a specimen of the handiwork of the pupils. But with all these evidences of the excellent condition of its internal affairs, we find all departments of the Institution are overcrowded for want of sufficient room in the dormitories, the chapel, the dining rooms and the school rooms; and besides this present want of room in all departments, the committee find that the south wing of the building is in imminent danger of falling down, with all its crowded inmates. And we fully concur in the representations as to the dangerous condition of this wing, which are made in the annual report of the Institution. The committee are also satisfied, after a very thorough and careful examination, that the report does not exaggerate the necessity for repairs and improvements, in any particular, and we recommend that sufficient appropriations be made for these purposes.

The Hospital for the Insane was very carefully scrutinized in all its departments. As the result of these investigations the committee are satisfied that its present management is all that could be desired, considering the crowded condition of the wards, and the want of necessary and almost indispensable conveniences, which are presented in the annual report—to which reference is here made for the more particular information of the House.

Of the school for the education of the Blind, we only now say that we found it worthily maintaining its high reputation, and in the highest degree deserving the public favor, and the support of the State; but here as in other Institutions the want of sufficient room is manifest—the female pupils alone have any sufficient accommodation, while the male pupils occupy an old frame workshop, wholly unfit for the purpose. We recommend that ample provision be made for this worthy institution, either at the present site or elsewhere.

Last among the State Institutions at Jacksonville, we refer to that of the education of Feeble-minded Children. Of that we may say, in a single sentence, that it has already produced the most important results, compared to its means and facilities, of any State Institution which has come under our observation. Nothing short of a personal visit will enable the members of the House to judge of the advancement which has been made in the physical and mental training of the Feeble-minded by this Institution. Dr. Wilbur, the principal, and his devoted assistants, have earned the thanks of the humane everywhere, for the labors of love which they have wrought with the poor unfortunates who have been submitted to their care—by which they have so thoroughly demonstrated the capacity and the right of the Feeble-minded to be educated by the State. We commend the Institution to the nurturing care and support of the General Assembly.

Your committee spent two entire days in the Institutions of Normal; no commendation of ours can add to the reputation already so worthily possessed by the State Normal University. We ask, in its behalf, a continuation of public favor, and of liberal support by the State. And for details of its present condition and wants, we refer to its annual report, printed with that of the Superintendent of Public Instruction.

Of the Soldiers' Orphans' Home we unanimously concur in the saying, that it is fulfilling the highest and noblest conceptions of its founders. It is emphatically a *home* where pleasant personal relations, government truly parental in character, and the happiness and culture of its more than three hundred inmates are written upon their happy faces. It is an Institution of which every humane and patriotic citizen should be proud : and we commend its orphan inmates to the liberal and direct support of the House and of the General Assembly. For its condition and its needs we refer to the annual report of the Institution as every way reliable.

Last among the State Institutions examined by your committee was the Industrial University at Urbana. The chairman and others of your committee visited that Institution with not the most favorable opinion of its condition or its prospects for usefulness ; but a very thorough examination of its internal affairs, a better acquaintance with its Regent and Faculty, a watchful examination of its methods, a criticism of its classes, and a better knowledge of its organization and designs, have removed our doubts and have convinced us that it is worthy the highest confidence of its friends and founders, and of the whole people of the State. It is emphatically a school of industry, where the knowledge which pertains to the industry of the State, is already more efficiently and thoroughly taught than we had anticipated, and where has been founded a system of education of incalculable value to the science and practice of agriculture and the mechanic arts.

We would too much extend this report should your committee attempt to give the details of their observations at this Institution ; but we commend it to the confidence of all who feel that the spirit and necessity of the age demand in our State the peculiar education and training which best fits men and women for lives of practical usefulness.

In conclusion, your committee, instead of making any special recommendations as to any of the State Institutions, respectfully report back the following bills, or substitutes therefor, which have been referred to them, and recommend each to the favorable consideration of the House, viz :

House bill, No. 200, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children ;" also,

House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb ;" also,

House bill, No. 220, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind ;" also,

House bill, No. 185, for "An act to incorporate the Illinois Institution for the Education of Feeble-minded Children ;" also,

House bill, No. 121, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois Hospital for the Insane, and to defray the current expenses of said Hospital," etc ; also,

House bill, No. 284, for "An act making appropriations for the Illinois Industrial University ;" also,

House bill, No. 315, for "An act to make appropriations for the Soldiers' Orphans' Home," etc.

All of which is respectfully submitted.

E. R. ROE, *Chairman.*

The report of the committee was concurred in, and

House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb," was

Ordered to a first reading.

House bill, No. 121, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library," was

Ordered to a first reading.

House bill, No. 185, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children," was

Ordered to a first reading.

House bill, No. 200, for "An act making appropriation for the support of the Illinois Institution for Feeble-minded Children, from March 1, 1871, to July 1, 1873," was

Ordered to a first reading.

House bill, No. 220, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, 1871, to the first of July, 1873," was

Ordered to a first reading.

House bill, No. 284, for "An act making appropriations for the Illinois Industrial University," was

Ordered to a first reading.

House bill, No. 315, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years," was

Ordered to a first reading.

On motion of Mr. Jones of Crawford,

One thousand copies of the report of the committee on state institutions were ordered to be printed.

On motion of Mr. Vennum,

The rules were suspended, and

Senate message, containing a joint resolution in relation to the appointment of a joint committee to investigate and report the extent of damage or destruction of State property by reason of the late fire,

Was taken up, and,

On motion of Mr. Vennum,

Said joint resolution was concurred in.

The Speaker appointed on the part of the House, Messrs. Vennum, Humphrey and Morrill.

Mr. Koerner, from the committee on judiciary, reported back House bill, No. 228, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same," with the recommendation that it be ordered to a first reading, and,

On motion of Mr. Koerner,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 316, for "An act to provide for the appointment of referees in civil cases," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that the following bills had been correctly engrossed, to-wit:

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors of Clay county,' approved March 8, 1869."

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 269, for "An act in relation to the rights of women," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Introduction of bills being in order,

Mr. Burnside introduced

House bill, No. 360, for "An act to incorporate the town of Clemont, Clinton county, State of Illinois."

Which was referred to the committee on municipal affairs.

Mr. Clow introduced

House bill, No. 361, for "An act to provide for the township support of paupers in counties that have adopted township organization."

Which was referred to the committee on counties and township organization.

Mr. Root introduced

House bill, No. 352, for "An act to provide for the appointment of notaries public, and to define their powers and duties."

Which was referred to the committee on executive department.

Mr. Root introduced

House bill, No. 353, for "An act to amend the criminal code, so as to prevent false and fraudulent acknowledgments."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 354, for "An act to prohibit distinctions as to race, color and nationality in the schools of this State."

The question being upon referring the bill to the committee on education,

Mr. McElvain moved that the motion to refer be laid on the table,

Which was decided in the negative, { Yeas..... 42
Nays..... 94

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barr,
Barrett,
Boyd,
Briscoe,
Brooks,
Burnside,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Gaines,

Messrs. Hay,
Jeffries,
Kelly,
Kenny,
Knobs,
Landrum,
Langston,
Lee,
Leith,
Manley,
McElvain,
McElwee,
Merritt,
Murray,

Messrs. Morrill,
Mussetter,
Phillips,
Ralla,
Reese,
Reise of Logan,
Rich,
Richardson,
Riggs,
Roessler,
Sage,
Stewart,
Taylor,
Trimble,

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Austin,
Berry,
Braiden,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dodge,
Easter,
Efner,
Egan,
Fleaharty,
Foss,
Fouke,
Frew,
Fuller,
Funk,
Gallagher,
Gass,

Messrs. Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hickox,
Hildrap,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
King of Jersey,
Koerner,
Latimer,
Massenberg,
Mason,
Mayo,
McConnell,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Neece,
Nelson,
North,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Reinhardt,
Remsburg,
Rice of Peoria,
Rives,
Rodgers of Platt,
Root,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Vennum,
Voeke,
Waite,
Waters,
Webb,
Whitney,
Williams,
Wight,
Wright.

So the motion to refer was not laid on the table, and the bill was then referred to the committee on education.

Mr. Gillham introduced

House bill, No. 355, for an "An act to establish police regulations in regard to dogs."

Which was referred to the committee on agriculture.

Mr. Phillips introduced

House bill, No. 356, for "An act in relation to the establishment of separate schools for colored children."

Which was referred to the committee on education.

Mr. Ralls introduced

House bill, No. 357, for "An act to authorize the county court of Randolph county to issue bonds."

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 341, for "An act to regulate the practice in courts of chancery,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Sanford,

One thousand copies of the bill was ordered printed.

House bill, No. 342, for "An act concerning the erection of land marks in townships organized under the township organization laws,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 19, for "An act to regulate the reporting of the decisions of the supreme court of this State,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 150, for "An act in regard to attachments in courts of record,"

Was taken up and read a first time.

Mr. Sheldon submitted an amendment.

On motion of Mr. Sheldon,

The bill and proposed amendment were referred to the committee of the whole.

House bill, No. 296, for "An act to restore uniformity in the assessment and collection of taxes for county purposes in the county of Adams,"

Was taken up and read a first time.

Mr. Richardson submitted an amendment.

On motion of Mr. Richardson,

The bill, together with the proposed amendment, was referred to the committee of the whole; and the bill, with the proposed amendment, was ordered to be printed.

House bill, No. 247, for "An act concerning animals found estray, boats and water craft found adrift, and lost money, goods or other valuable thing,"

Was taken up and read a second time.

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thomas Carlin,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 309, for "An act to enable any city, incorporated town or suburban town in this State to change its name,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 340, for "An act to classify the cities, suburban towns and incorporated towns of this State, and to provide for changing their classification, and to enable cities and towns under special charters to adopt an organization under the general law,"

Was taken up, read a second time, and
Referred to the committee of the whole.

Mr. Galloway moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

Mr. Roe called up the proposed new rule submitted by him yesterday, and moved its adoption.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas 58
Nays 62

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Berry,
Burnside,
Casey of Shelby,
Clark of Kane,
Cloud of Morgan,
Clow,
Collins,
Curtiss,
Dodge,
Ealey,
Edgcomb,
Fouke,
Fuller,
Galloway,
Gass,
Goodell,
Hall,

Messrs. Hawes,
Hay,
Herdman,
Hinchcliff,
Humphrey,
Hunter,
Jeffries,
Jones of Crawford,
Kelly,
King of Jersey,
Latimer,
Massenberg,
Mason,
Mayo,
McMasters,
Miller of St. Clair,
Moffit,
Murray,
Morrison of Cook,

Messrs. Morse,
Nelson,
Powell,
Pritchard,
Reese,
Reinhardt,
Reise of Logan,
Rodgers of Platt,
Roe,
Roessler,
Roes,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Stillwell,
Townsend,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Barr,
Barrett,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Clark of LaSalle,
Cofer,
Crouch,
Cummings,
Dwight,
Easter,
Finley,
Flehart,
Foss,
Gaines,
Hickox,

Messrs. Hildrup,
Jones of Marshall,
Kenny,
Knoles,
Landrum,
Lee,
McConnell,
McElvain,
McElwee,
McEwen,
McMillan,
Merritt,
Miller of Kane,
Morgan,
Morrill,
Morris,
Musseter,
Neece,
Phelps,
Pixley,
Price,

Messrs. Ralls,
Rice of Peoria,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Ryan,
Shaw,
Short,
Smith of Ogle,
Stewart,
Sullivan,
Taylor,
Trimble,
Vennum,
Walte,
Waters,
Webb,
Williamson.

So the proposed new rule was not adopted.

Mr. Powell moved that the rules be suspended in order to introduce a resolution ; which motion was not agreed to.

House bills on third reading,

House bill, No. 244, for "An act to repeal 'an act to reduce the number of supervisors of Clay county,' approved March 8, 1869,"
Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the preamble as a reason why it should take effect prior to the first day of July next,

And the question being, " Shall the bill pass?"

It was decided in the affirmative, { Yeas181
Nays..... 3

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Adams, Armstrong, Austin, Barrett, Berry, Boyd, Bralden, Briscoe, Brooks, Brown of Bond, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Casey of Shelby, Cavan, Clark of Kane, Clark of LaSalle, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Curtis, Derrickson, Dixon, Dodge, Dwight, Easley, Easter, Edgcomb, Egan, Fleharty, Foss, Fouke, Frew, Fuller, Gaines, Gallagher, Galloway, Gillham, | Messrs. Gass. Goodell, Hall, Haines, Hawes, Hay, Herdman, Hickox, Hinchcliffe, Humphrey, Hunter, Jeffries, Jones of Crawford, Jones of Marshall, Kelly, Keuny, King of Jersey, Knoles, Langston, Latimer, Lee, Leith, Mas-enberg, Mason, Mayo, McConnel, McElvain, McElwee, McEwen, McMasters, Merritt, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Murray, Morrill, Morris, Morrison of Cook, Morse, Musetter, Nesce, North, Olson, | Messrs. Phillips, Pixley, Powell, Pritchard, Price, Ralls, Reese, Reinhardt, Reise of Logan, Rice of Peoria, Rich, Richardson, Riggs, Rives, Roberts, Rodgers of Platt, Roe, Roessler, Root, Rosa, Ryan, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Short, Smith of Ogle, Stewart, Stillwell, Sullivan, Taylor, Townsend, Trimble, Vennum, Vocke, Waters, Webb, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|--|---|

Those voting in the negative are,

Mr. McMillan, Mr. Morrison of Monroe, Mr. Nelson,

So the bill was declared passed.

Ordered that the title be as aforesaid and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Root, from the special committee of the Representatives from the 95th, 96th and 97th Representative Districts, submitted the following report:

The special committee from the 95th, 96th and 97th Representative Districts, to whom was referred House bill, No. 111, for "An act to provide for the election of county commissioners in Cook county," have had the same under consideration, and instruct me to report the same back, with an amendment in the nature of a substitute, and to recommend its adoption, and that the bill, as amended, be read a first time now and 500 copies printed.

The report of the committee was concurred in, and,

On motion of Mr. Root,

The rules were suspended, the bill read a first time, and

Ordered to a second reading and 500 copies ordered printed.

Leave of absence was granted Mr. Hall.

On motion of Mr. Phillips,

At 12:45 o'clock P. M., the House adjourned.

SATURDAY, FEBRUARY 25, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The journal of yesterday was read.

Mr. Vennum presented a petition from citizens of McLean county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. McMillan presented a petition from citizens of Macoupin county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Olson presented a petition from one hundred and fifty citizens of Henry county, praying for the passage of an act to protect laborers from impositions of railroad contractors; which was

Referred to the committee on judiciary.

Mr. Morrison of Monroe presented a petition from citizens of Monroe county, praying for the abolishment of the office of county school superintendent; which was

Referred to the committee on education.

Mr. Goodell, from the committee on state institutions, presented the following report:

WHEREAS the south wing of the Deaf and Dumb Asylum at Jacksonville is believed to be in a condition which renders its further use and occupancy unsafe; therefore,

Resolved by the House of Representatives, the Senate concurring therein, That a joint committee, consisting of three members on the part of the House and two of the Senate, be appointed, whose duty it shall be to proceed at once to examine

said building, employing some competent practical builder to assist them; and that they report to the General Assembly the result of such examination at the earliest practical moment, to the end that steps may be taken by the Legislature to remedy such defects as may be found to exist.

The question being upon the adoption of the resolution recommended by the committee,

Mr. Springer moved to amend by striking out the words, "a joint committee, consisting of three members on the part of the House and two of the Senate, be appointed," and inserting "the standing committee of the House and Senate on public buildings and grounds."

On motion of Mr. Cavan,

Said resolution and proposed amendment were laid upon the table.

Mr. Curtiss, from the committee on elections, submitted the following report:

Your committee on elections, to which was referred House bill, No. 362, for "An act providing for the mode of electing Representatives to the General Assembly," instruct me to report the same back, with a recommendation that it pass.

The report of the committee was concurred in, and,

On motion of Mr. Curtiss,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

On motion of Mr. Curtiss,

One thousand copies of the bill were ordered printed.

Mr. Waite, from the committee on municipal affairs, reported back a petition in relation to the grading, handling and inspection of grain in the city of Chicago, with the recommendation that it be referred to the committee on inland commerce and warehouses.

The report of the committee was concurred in, and the petition

Referred to the committee on inland commerce and warehouses.

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 49, for "An act to vacate that part of the town plat of the town of Kaskaskia, in Randolph county, known as Edwards' addition of said town," with the recommendation that the enacting clause be stricken out.

The report of the committee was concurred in, and,

On motion of Mr. Waite,

The enacting clause was stricken out.

Mr. Waite, from the committee on municipal affairs, reported House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same," as a substitute for House bill, No. 134, for "An act to enable cities and towns to take up and cancel outstanding bonds and other indebtedness, to fund their indebtedness," with the recommendation that it be ordered to a first reading, and that House bill No. 134 be laid on the table.

The report of the committee was concurred in, and

House bill No. 371 was ordered to a first reading, and House bill No. 134 was laid on the table.

On motion of Mr. Waite,

The rules were suspended, and the bill—

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same," was read a first time, and

Ordered to a second reading.

On motion of Mr. Waite,

One thousand copies of the bill were ordered printed.

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 224, for "An act to define the jurisdiction of justices of the peace and police magistrates in this State," with the recommendation that the enacting clause be stricken out.

The report of the committee was concurred in, and,

On motion of Mr. Waite,

The enacting clause was stricken out.

Mr. Waite, from the committee on municipal affairs, reported back a petition in relation to an amendment of the charter of the town of Elizabeth, with the recommendation that it be laid on the table.

The report of the committee was concurred in, and,

On motion of Mr. Waite,

The petition was laid on the table.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 126, for "An act to define vagrancy, and provide for its punishment," with the recommendation that it be referred to the committee on municipal affairs.

The report of the committee was concurred in, and the bill

Referred to the committee on municipal affairs.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 127, for "An act to define and punish vagrancy in cities of more than five thousand inhabitants," with the recommendation that it be referred to the committee on municipal affairs.

The report of the committee was concurred in, and the bill

Referred to the committee on municipal affairs.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 129, for "An act to provide for the punishment of petty larceny in cities of more than — thousand inhabitants, and to provide for the punishment of the same," with the recommendation that the bill be referred to the committee on municipal affairs.

The report of the committee was concurred in, and the bill

Referred to the committee on municipal affairs.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 174, for "An act to punish officers for taking illegal fees," with the recommendation that it be referred to the committee on fees and salaries.

The report of the committee was concurred in, and the bill

Referred to the committee on fees and salaries.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 177, for "An act to protect the rights of the insane," with

the recommendation that it be referred to the committee on public charities.

The report of the committee was concurred in, and the bill
Referred to the committee on public charities.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes, entitled 'Paupers,' " with the recommendation that it be referred to the committee on public charities.

The report of the committee was concurred in, and the bill
Referred to the committee on public charities.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 226, for "An act to amend section 17 of the Revised Statutes of 1845, chapter 64, entitled 'Licenses,' " with the recommendation that the bill be referred to the special committee on temperance.

The report of the committee was concurred in, and the bill
Referred to the special committee on temperance.

Mr. Wight, from the committee on judicial department, submitted the following report:

The committee on judicial department, to which was referred the resolution in relation to the expediency of providing by law "that the sessions of the Supreme Court be held only at the State Capital—that two sessions or terms thereof be held each year—and that the Judges thereof be permitted to reside at the place of holding court without losing residence in their respective districts, so as to render them ineligible to a re-election," have had the same under consideration, and direct me to report the same back to the House with the recommendation that no further action be had thereon, and that said committee be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee discharged from further consideration thereof.

Mr. Wight, from the committee on judicial department, submitted the following report:

The committee on judicial department, to which was referred the resolution in relation to the expediency of abolishing the grand jury system, request me to report that they have had the subject matter of said resolution under consideration, and report the same back to the House with the recommendation that no further action be had thereon, and ask to be discharged from the further consideration thereof.

The report of the committee was concurred in, and the committee discharged from the further consideration thereof.

Mr. Hildrup, from the committee on railroads, submitted the following report:

The committee on railroads have instructed me to report to the House the following bill and recommend its passage, to-wit:

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Hildrup,

The rules were suspended, the bill read a first time, and

Ordered to a second reading and 1000 copies ordered printed.

Mr. Hay, from the committee on canal and river improvements, reported

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash River improvement into the State Treasury, to provide for a survey of the Little Wabash River, and to legalize certain acts therein named," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Hay,

The rules were suspended, the bill read a first time, and

Ordered to a second reading and 500 copies ordered printed.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 219, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois," with an amendment, and recommended that the amendment be adopted, and the bill, as amended, ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

A message from the Senate, by Mr. Swan :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same."

Senate bill, No. 188, for "An act to provide for holding special terms of circuit courts."

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same."

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Morgan, from the committee on inland commerce and warehouses, reported back House bill, No. 86, for "An act to amend an act entitled 'an act for the protection of consignors of fruit, grain, flour, etc., to be sold on commission,' approved March 4, 1869," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Curtiss, from the committee on elections, submitted the following report :

Your committee on elections, to whom was referred House bill, No. 336, for "An act to change the time of holding elections for county treasurer and county surveyor," instruct me to report the same back, with a recommendation that it lie upon the table.

The report of the committee was concurred in, and the bill
Laid upon the table.

Mr. Rice of Peoria moved the suspension of the rules in order to introduce a resolution ; which motion was not agreed to.

On motion of Mr. Richardson,

The rules were suspended, and

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto,"

Was taken up read a first time, and

Referred to the committee on railroads.

On motion of Mr. Stillwell,

The rules were suspended, and

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up, read a first time, and

Ordered to a second reading.

By leave, Mr. Barnes moved that the committee on corporations be instructed to report back House bill, No. 240, for "An act to incorporate savings banks."

Which motion was agreed to.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 277, for "An act to amend section 2 of an act to incorporate the town of Bardolph, and for other purposes," ask leave to report the same back, with the recommendation that it be referred to the committee on municipal affairs, together with the plat and petition which accompany the same.

The report of the committee was accepted.

On motion of Mr. Neece,

The bill, together with the plat and petition, was

Referred to the committee on public charities.

Mr. Koerner moved that the rules be suspended in order to take up Senate messages ; which motion was not agreed to.

Mr. Powell moved that the rules be suspended in order to introduce a resolution ; which motion was not agreed to.

Leave of absence was granted to Mr. Root.

Introduction of bills being in order,

Mr. Galloway introduced

House bill, No. 374, for "An act concerning all cities of this State which now or may hereafter contain more than thirty thousand in-

habitants, and concerning all cities that now are or may hereafter be cities of the first class; to enable them to establish a system of sewerage, and levy special assessments therefor; conferring certain powers as to the sewerage, water, and police thereof, and upon the mayors thereof, and generally conferring powers upon such cities for the better government thereof."

Which was referred to the committee on municipal affairs.

Mr. Cloud of Morgan introduced

House bill, No. 375, for "An act appropriating money for the erection of suitable buildings for the accommodation of the inmates of the Illinois Institution for the Education of the Blind."

Which was referred to the committee on public buildings and grounds.

Mr. Burley introduced

House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain."

Which was referred to the committee on municipal affairs.

Mr. Johnston introduced

House bill, No. 377, for "An act to repeal an act entitled 'an act to amend revenue laws, and to establish a State Board for the equalization of assessments,' approved March 8, 1869, and the amendments thereto, approved March 26, 1869."

Which was referred to the committee on revenue.

Mr. Landrum introduced

House bill, No. 378, for "An act authorizing the State Treasurer to pay Thomas C. Hughy sixty-one dollars and forty-four cents, expended by him as Messenger, on the requisition of the Governor of the State of Illinois, for the return of John W. Harlow, a fugitive from justice."

On motion of Mr. Landrum,

The rules were suspended, the bill read a first time, and

Referred to the committee on claims.

Mr. Lee introduced

House bill, No. 379, for "An act to amend an act entitled 'an act amendatory of the mechanics' lien law of this State,' approved April 5, 1869."

On motion of Mr. Lee,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Mr. Price introduced

House bill, No. 380, for "An act to authorize gas companies to extend their pipes beyond the limits of cities or towns within which they may be located."

Which was referred to the committee on corporations.

Mr. Pritchard introduced

House bill, No. 381, for "An act providing for the removal of county seats."

Which was referred to the committee on counties and township organization.

Mr. Root introduced

House bill, No. 382, for "An act to provide for the prosecution of certain offences, by information, and without the intervention of a grand jury."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 383, for "An act in regard to the bringing of (and proceeding in) actions for damages against any incorporated city, or town, or suburban town in this State."

Which was referred to the committee on municipal affairs.

Mr. Short introduced

House bill, No. 384, for "An act in relation to donations and subscriptions to the capital stock of railroad companies by counties, towns and cities."

On motion of Mr. Short,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 1000 copies ordered printed.

Mr. Waite introduced

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

Which was referred to the committee on judiciary.

Mr. Waite introduced

House bill, No. 386, for "An act to extend the cause of challenge in jury cases."

Which was referred to the committee on judiciary.

On motion of Mr. Landrum,

The rules were suspended for the purpose of introducing a resolution, and,

On motion of Mr. Landrum,

The following resolution was adopted:

WHEREAS, from official reports made to this Legislature, there is a great scarcity of water at some of the State Institutions located at Jacksonville, and it will require large sums of money to be drawn from the State Treasury to make such additions to the buildings as will make them comfortable to the inmates thereof, and to procure a sufficient supply of water for their health; therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That a committee of three on the part of the House, and of two on the part of the Senate, be appointed, to confer with the proprietor of Perry Springs, located in Pike county, State of Illinois, and ascertain upon what terms said place can be obtained by the State for the use of the inmates of one of the asylums at Jacksonville, and report the same to the Legislature, as soon as such information can be obtained.

House bills on first reading being in order,

House bill, No. 86, for "An act to amend an act entitled 'an act for the protection of consignors of fruit, grain, flour, etc., to be sold on commission,' approved March 4, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, creating

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election precincts, and provide for the election of commissioners of highways for the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers,"

Was taken up and read a second time.

On motion of Mr. Mayo,

The bill was ordered to a third reading, and ordered printed.

House bill, No. 228, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same."

Was taken up and read a second time.

On motion of Mr. Ralls,

The bill was referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 358, for "An act to appoint a board of commissioners of pardons,"

Was taken up and read a second time.

On motion of Mr. Roe,

The bill was referred to the committee of the whole, and 500 copies of the same ordered printed.

Mr. Stillwell moved that the rules be suspended, in order to take up Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders;" which motion was not agreed to.

House bill, No. 269, for "An act in relation to the rights of women,"

Was taken up and read a second time.

On motion of Mr. Powell,

The bill was referred to the committee of the whole, and 300 copies of the same ordered printed.

Mr. Campbell moved that when the House adjourn it will adjourn until 2:30 P. M., and that then it shall be in order to resolve the House into the committee of the whole.

Mr. Morrison of Monroe called for a division of the question.

Mr. Short, at 12:20 P. M., moved that the House do now adjourn; which motion

| | |
|------------------------------|----------------|
| Was decided in the negative, | { Yeas.....59 |
| | { Nays .....64 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Briscoe,
Brown of Bond,
Cary,
Carey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clow,
Curtiss,
Daniels,
Dodge,
Efner,
Elder,
Finley,
Fleharty,
Fouke,
Galbraith,
Gass,
Goodell,

Messrs. Herdman,
Hickox,
King of Jersey,
Knobs,
Koerner,
Massenberg,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Madison,
Moffit,
Morgan,
Murray,
Nelson,
North,
Olson,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Rice of Sangamon,
Richardson,
Riggs,
Roberts,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Townsend,
Vennum,
Walte,
Waters,
Whitney.

Those voting in the negative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barr,
Benson,
Berry,
Caldwell,
Campbell,
Carle,
Clark of Kane,
Cloud of Morgan,
Cofer,
Crouch,
Dwight,
Easley,
Edgcomb,
Fuller,
Gaines,
Gillham,
Galloway,
Hall,

Messrs. Haines,
Heafield,
Hildrup,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Kelly,
Kenny,
Landrum,
Langston,
Latimer,
Leith,
McElvain,
McElwee,
Merritt,
Morrill,
Morris,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Neece,
Phelps,
Phillips,
Ralls,
Reese,
Reinhardt,
Rich,
Rives,
Rodgers of Platt,
Roessler,
Ross,
Ryan,
Springer,
Strong,
Trimble,
Vocke,
Webb,
Williamson,
Wight,
Wright.

So the House refused to adjourn.

The question recurring upon the motion, that when the House adjourn, it will adjourn until 2:30 o'clock P. M.,

It was decided in the affirmative, { Yeas 62
Nays 57

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Barnes,
Barr,
Benson,
Berry,
Brown of Bond,
Burnside,
Caldwell,
Campbell,
Carle,
Clark of Kane,
Cloud of Morgan,
Clow,
Cofer,
Crouch,
Dwight,
Finley,
Frew,
Gaines,
Galloway,

Messrs. Hall,
Haines,
Heafield,
Hildrup,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
Koerner,
Landrum,
Leith,
McElvain,
McElwee,
McMillan,
Merritt,
Murray,
Morrill,
Morris,

Messrs. Morrison of Monroe,
Mussetter,
Neece,
Nelson,
Phelps,
Phillips,
Reese,
Reinhardt,
Rich,
Rives,
Rodgers of Platt,
Ross,
Senne,
Springer,
Strong,
Trimble,
Webb,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Ayres,
Briscoe,
Cary,
Casey of Shelby,
Chandler,
Curtiss,
Daniels,
Dodge,
Easley,
Edgcomb,
Etner,
Fleharty,
Fuller,
Galbraith,
Gase,
Gillham,
Goodell,
Hay,

Messrs. Herdman,
Hickox,
King of Jersey,
Knoles,
Langston,
Latimer,
Massenberg,
Mayo,
McConnell,
McEwen,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Olson,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Ralls,
Rice of Sangamon,
Riggs,
Roberts,
Roessler,
Ryan,
Sanford,
Shaw,
Sheldon of Champaign,
Sherrill,
Short,
Smith of Ogle,
Townsend,
Vennum,
Vocke,
Waters,
Wight,
Wright.

So the House agreed to the motion that when the House adjourns it will adjourn until 2:30 o'clock P. M.

The question recurring upon the motion that it shall be in order to go into the committee of the whole during the afternoon session, it was agreed to.

Mr. Springer submitted the following proposed amendment of rule 62:

Strike out rule 62 and insert the following:

“RULE 62. Ten o'clock A. M. and 2:30 P. M. shall be the standing hours of adjournment, and the first order of business at the afternoon session shall be the committee of the whole for the consideration of bills referred to such committee.”

On motion of Mr. Jones of Crawford,
At 1 o'clock P. M., the House adjourned.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Koerner,

A call of the House was ordered, and pending the call,

On motion of Mr. Phillips,

Further proceedings under the call were dispensed with.

A message from the Senate, by Mr. Swan :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

WHEREAS, by an act of the General Assembly of the State of Illinois, entitled “An act to establish a police force for the city of East St. Louis,” approved Feb. 22, 1867, certain police commissioners were appointed for said city; and whereas, said commissioners have, as is alleged, expended large sums of money and issued and sold certificates of indebtedness against said city, under said act and an act amendatory thereof, at the session of 1869; and whereas, it is provided by said first named act that said commissioners shall keep a journal of their proceedings, and cause all their receipts and disbursements of money to be faithfully entered in books kept for that purpose, and said journal and books, and all other documents in their possession, shall always be open to the inspection of the General Assembly of the State of Illinois, or any committee appointed by it for that purpose; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee, consisting of two Senators and three members of the House of Representatives, be appointed, whose duty it shall be to examine the journal, books of account and documents in the possession of said commissioners; to ascertain the items received and paid out, and for what purpose; what amount of certificates were issued, with their respective dates, and what sales thereof have been made; and to know (how much in gross and in detail) what money in certificates and in their possession, the items, if any, and nature of their indebtedness, and for what purpose incurred. And said committee may swear witnesses, and compel their attendance before them, and take evidence on all the items aforesaid; and shall report to this General Assembly.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The President of the Senate appointed Messrs. Flagg and Epler as members of said committee on the part of the Senate.

House bills on second reading being in order,

House bill, No. 316, for "An act to provide for referees in common law causes,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies ordered printed.

House bill, No. 298, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up, read a second time, and,

On motion of Mr. Armstrong,

Referred to the committee of the whole.

On motion of Mr. Lee,

The rules were suspended, and

Senate message, containing joint resolution in relation to the appointment of a joint committee of the two houses, to investigate the journal, books, etc., of the police commissioners of the city of East St. Louis,

Was taken up.

And the question being upon concurring in the adoption of said joint resolution, it was agreed to.

House bills on third reading being in order,

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust by the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas 94
Nays 14

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Benson,
Berry,
Briscoe,
Burnside,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Crouch,
Curtiss,
Daniels,
Dodge,
Dwight,
Easley,
Edgcomb,
Efner,
Flehart,
Fouke,
Frew,
Fuller,
Gaines,
Hall,
Haines,

Messrs. Headfield,
Herdman,
Hickox,
Hildrup,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford, _ 3
Kelly,
Knobs,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Leith,
McElvain,
McElwee,
McEwen,
Merritt,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Monroe,
Morse,
Musssetter,
Neece,
North,
Phillips,

Messrs. Pixley,
Price,
Ralls,
Reese,
Reinhardt,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Roessler,
Ross,
Ryan,
Sanford,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Strong,
Townsend,
Timble,
Vennum,
Vocke,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Caldwell,
Clark of Kane,
Clow,
Gillham,
Galloway,

Messrs. King of Jersey,
McConnel,
McMasters,
McMillan,
Olson,

Messrs. Phelps,
Powell,
Rodgers of Platt,
Waite.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Waite,

The vote by which House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago," was referred to the committee on judiciary, was reconsidered, and,

On motion of Mr. Waite,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Senate messages being in order,

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken up, read a first time, and,

On motion of Mr. Sheldon,

Referred to the committee on inland commerce and warehouses.

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bills on second reading being in order,

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named,' "

Was taken up, read a second time, and
Referred to the committee on judiciary.

By leave, Mr. Armstrong submitted the following :

Resolved, That the use of this hall be granted to Dr. Gregory, Regent of the Industrial University, on Tuesday night, February 28, for a lecture on the subject of "Industrial Education."

Which was adopted.

Mr. Benson, at 4:45 P. M., moved that the House do now adjourn ;
which

Was decided in the affirmative,

{

Yeas..... 47

Nays..... 44

}

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Allen, Benson, Berry, Burnside, Campbell, Carle, Casey of Shelby, Cloud of Morgan, Cofer, Curtiss, Daniels, Dwight, Eber, Fleharty, Gaines, | Messrs. Galbraith, Galloway, Hall, Hunter, Jones of Crawford, Kelley, Landrum, Lee, Mayo, McConnell. McMillan, Morgan, Murray, Morrison of Monroe, Mussetter, Neece, | Messrs. Pixley, Powell, Pritchard, Price, Ross, Ryan, Sheldon of Champaign, Smith of Ogle, Strong, Trimble, Vennum, Vocke, Waters, Wight, Wright. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Barnes, Barr, Briscoe, Caldwell, Cary, Casey of Jefferson, Crouch, Dodge, Easley, Fonke, Haines, Heafield, Herdman, Hickox, | Messrs. Hildrup, Humphrey, Jeffries, Johnston, King of Jersey, Latimer, McElvain, McElwee, McMasters, Morrill, Morris, Morse, Olson, Phelps, Phillips, | Messrs. Ralls, Reese, Rich, Riggs, Rives, Roberts, Rodgers of Platt, Roessler, Senne, Shelton of Warrod, Sherrill, Springer, Whitney, Williamson. |
|--|--|--|

So the House adjourned.

MONDAY, FEBRUARY 27, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was read.

Leave of absence was granted Messrs. Jones of Marshall and Murray.

Mr. Stewart presented a remonstrance of legal voters of the city of Quincy, against creating any more city indebtedness ; which was
Referred to the committee on railroads.

Mr. Sherrill presented a petition of sundry citizens of Kendall county, praying for the passage of a law making it compulsory upon children between the age of eight and fourteen years, to attend the public schools of the State at least three months in the year; which was

Referred to the committee on education.

Mr. Hinchcliffe presented a petition from sundry citizens of the State of Illinois, praying for the passage of a law providing for the health and safety of persons employed in coal mines, heretofore introduced in this House; which was

Referred to the committee on mines and mining.

Mr. Price, from the committee on corporations, submitted the following report:

In accordance with the instructions of the House of Representatives (Feb. 25th) the committee on corporations hereby respectfully report back, without recommendation, House bill, No. 240, for "An act to incorporate savings banks."

On motion of Mr. Barnes,

The bill was referred to the committee on banks and banking.

Mr. Haines, from the committee on counties and township organization, submitted the following, and moved its adoption:

Resolved, That the committee on counties and township organization be authorized to appoint a clerk of such committee.

The question being upon the adoption of said resolution,

Mr. Springer moved to amend said resolution by having the Second Assistant Enrolling and Engrossing Clerk detailed as clerk of said committee.

On motion of Mr. Phillips,

The resolution and amendment were referred to the committee on contingent expenses.

Introduction of bills being in order,

Mr. Caldwell introduced

House bill, No. 387, for "An act authorizing the appointment of court reporters, defining their powers and duties, and providing for their compensation."

Which was referred to the committee on judiciary.

Mr. Barr introduced

House bill, No. 388, for "An act explaining an act entitled 'an act to change the county line between Perry and Franklin counties,' approved February 6, A. D. 1835."

On motion of Mr. Barr,

The rules were suspended, and the bill referred to a special committee, consisting of the members from Jefferson, Perry and Franklin counties.

Mr. Clark of Kane introduced

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion."

Which was referred to the committee on miscellaneous subjects.

Mr. Egan introduced

House bill, No. 390, for "An act to amend chapter LXXIII. of the Revised Statutes, entitled 'Negotiable instruments.' "

Which was referred to the committee on judiciary.

Mr. Gass introduced

House bill, No. 391, for "An act requiring the recorders of deeds of the several counties of this State to keep additional land indexes."

Which was referred to the committee on counties and township organization.

Mr. Hinchcliffe introduced

House bill, No. 392, for "An act to provide for the support of married women when deserted by their husbands, and to prevent and punish such desertion."

Which was referred to the committee on judiciary.

Mr. McConnell introduced

House bill, No. 393, for "An act providing for the election of a board of equalization of assessments."

On motion of Mr. Sheldon,

The rules were suspended, the bill read a first time, and Ordered to a second reading.

Mr. Springer introduced

House bill, No. 394, for "An act to amend the school law."

On motion of Mr. Springer,

The rules were suspended, and the bill read a first time.

Mr. Haines moved that the enacting clause of said bill be stricken out.

On motion of Mr. Springer,

Said motion to strike out enacting clause was laid on the table, and,

On motion of Mr. Springer,

The bill was referred to the committee on education.

Mr. Nelson introduced

House bill, No. 395, for "An act fixing the compensation of jurors in the circuit courts of this State."

On motion of Mr. Nelson,

The rules were suspended, and the bill ordered to a first reading.

Mr. Nelson introduced

House bill, No. 396, for "An act increasing the jurisdiction of county courts, and regulating the practice therein; and in the circuit courts in certain particulars."

On motion of Mr. Nelson,

The rules were suspended, and the bill ordered to a first reading.

Mr. Phelps introduced

House bill, No. 397, for "An act to provide for the repeal of certain acts for the appointment of official reporters, and also for the preservation of evidence, and for the taking of depositions in certain cases."

Which was referred to the committee on judiciary.

Mr. Waite, by leave, from the committee on municipal affairs, reported back a substitute for House bill, No. 123, for "An act to pro-

vide for the enlargement and completion of public parks, and the management thereof," with the recommendation that the bill, as amended by the substitute, be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. McMillan introduced

House bill, No. 398, for "An act to prohibit the State officers therein named from engaging in or performing any business, office or employment other than the duties of office of such officers, respectively."

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 219, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 395, for "An act fixing the compensation of jurors in the circuit courts of this State,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 396, for "An act increasing the jurisdiction of county courts, and regulating the practice therein; and in the circuit courts in certain particulars,"

Was taken up, read a first time, and
Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 86, for "An act to amend an act entitled 'an act for the protection of consignors of fruit, grain, flour, etc., to be sold on commission,' approved March 4, 1869,"

Was taken up, read a second time, and

Referred to the committee of the whole, and the bill ordered printed.

Mr. Townsend moved that the House resolve itself into the committee of the whole, for the purpose of taking up and considering House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace."

Mr. Phillips moved to amend said motion by substituting "bills referred to the committee of the whole," in lieu of House bill No. 216; which motion was agreed to.

The question being upon the adoption of the motion of Mr. Townsend, as amended, it was agreed to.

Whereupon, the House resolved itself into the committee of the whole, for the consideration of House bills referred to that committee, with Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that the committee had had under consideration House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," and made some progress therein, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and leave was granted to sit again at 2:30 o'clock P. M.

On motion of Mr. Phillips,
At 1 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The Speaker announced as members, on the part of the House, on the joint committee, to ascertain upon what terms Perry Springs can be obtained for the use of the State, Messrs. Landrum, Phelps and McMasters.

The Speaker announced as members, on the part of the House, on the joint committee, to examine and investigate the books, papers, etc., of the police commissioners of East St. Louis, Messrs. Miller of St. Clair, Lee and Foss.

On motion of Mr. Stillwell,

The rules were suspended, and

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up, read a second time, and

Referred to the committee on appropriations.

The House then went into the committee of the whole, with Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that the committee of the whole had had under consideration House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," and made some progress, and asked leave to sit again.

The report of the committee was concurred in, and leave was granted the committee to sit again to-morrow at 2:30 o'clock P. M.

A message from the Senate, by Mr. Swan :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Springer called up his proposed amendment to rule 62, and moved its adoption.

Pending the consideration of which,

On motion of Mr. Burley,

At 5:25 o'clock P. M., the House adjourned.

TUESDAY, FEBRUARY 28, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Pierce.

The journal of yesterday was read.

Mr. Egan presented a remonstrance from citizens of the town of South Chicago, Hyde Park and Lake, against any legislation on the subject of the south park, whereby any additional taxes are to be raised; which was

Referred to the committee on municipal affairs.

Mr. Rodgers of Madison presented a petition from sundry citizens of Upper Alton, in relation to the Upper Alton Cemetery; which was Referred to the committee on corporations.

Mr. Shaw, by leave, submitted the following resolution :

WHEREAS, the fourth volume of the State Geological Report is now ready for distribution; and whereas, there will remain in the hands of the State Geologist, after the copies required by law to be distributed shall have been distributed, a sufficient number of copies to leave one for each member of this General Assembly, and elective officers of the Senate and House of Representatives; and whereas, the State Geologist is desirous that a resolution be passed requiring him so to furnish copies to members and elective officers of this General Assembly; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That said State Geologist be required to furnish to each member of this Twenty-seventh General Assembly, and to the elective officers of the Senate and House, one copy of the fourth volume of said Geological Report.

Which resolution was adopted.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Galloway, from the committee on canal and river improvements, submitted the following report :

MR. SPEAKER: The Canal and River Improvement Committee, to which was referred a statement made by the State Trustee of the Illinois and Michigan Canal, in relation to a contract between the Board of Trustees of said Illinois and Michigan Canal and one Adam Smith, of the city of Chicago, by and through which it is claimed by said Smith that he has secured a perpetual lease of both banks of the said canal for a distance of thirty thousand feet, from a point near the junction of said canal with the Chicago river, have instructed me to

REPORT :

That the committee proceeded to the investigation of the matter thus referred to them, and after some progress had been made therein, deemed it advisable to appoint a sub-committee, consisting of six of its members, and of which sub-committee the Hon. R. P. Derrickson was made chairman, and instructed to proceed to Chicago and prosecute the investigation in that city.

The sub-committee entered promptly upon its duties, and prosecuted its labors with commendable energy and great diligence. Having

conferred freely with the Mayor and Board of Public Works of the city of Chicago, and also with the Governor of the State of Illinois, the Attorney General, and the State Trustee now in this city, prepared and submitted a report to the committee, from which it had been detailed.

This report was unanimously approved by all the members of the Canal and River Improvement Committee who were present when it was submitted, and I was instructed to present the same to this House, together with the letters of the Governor of Illinois, the Mayor of Chicago, and a communication from the Attorney General, which several papers are marked A, B, C, D, and E, respectively, and to ask for the reading of the same, and also for the adoption of the resolution contained therein.

Respectfully submitted.

A. J. GALLOWAY, *Chairman.*

"A."

To the Honorable, the Chairman of the Canal and River Improvement Committee, House of Representatives:

Your sub-committee, appointed by you to examine into the contract between the Trustees of the Illinois and Michigan Canal and Adam Smith, beg leave to report :

That, in pursuance of instructions from the committee, your sub-committee proceeded to the city of Chicago, and there had a free consultation with Mayor R. B. Mason, who was former State Commissioner for widening and deepening the canal, and with Messrs. McArthur, Carter and Prindeville, present Commissioners for the same purpose, and also with other citizens of Chicago, both public and private, as to the value of the property purported to be conveyed; and also consulted with several legal gentlemen as to the intent and meaning of the written contract. And after carefully considering the article for ourselves, and diligently inquiring into and examining all the evidence within our reach and at our command, and also, after reading the appended communication from His Excellency Governor Palmer, and also the written opinion of the Attorney General, have come to the following conclusion :

First—That the contract is intended to be, and if valid, is a perpetual lease, whereby the State loses possession of property worth more than a million of dollars, without any just, fair or adequate consideration.

Second—That the Trustees, in attempting to create a lien upon the property to live beyond the life of the trust, transcended their proper powers.

Third—That immediate measures should be instituted by the General Assembly to disaffirm said contract. We therefore recommend the adoption of the following preamble and resolution.

R. P. DERRICKSON,
J. H. JONES,
ROBERT HUNTER,
JAMES M. RICE,
A. M. CAVAN.

I think it is probable that when the business of the city of Chicago shall have extended so far in the direction of the canal as to render it profitable to do so, the sides of the canal might be leased in lots, on leases of a limited duration, and that a large revenue could and should be derived from such leases, for the benefit of the canal and the people of the State. In all other respects I concur with the report of the Committee on Canal and River Improvement.

JAMES M. RICE.

“B.”

WHEREAS, on the second day of December, A. D. 1870, the Board of Trustees of the Illinois and Michigan Canal, executed a certain paper, by which it is alleged or claimed that one Adam Smith, of the city of Chicago, acquired some right or interest in, or right to use and occupy ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east, of the 3d P. M., where the same crosses the canal, thirty thousand feet, subject to certain conditions therein named, and being the property of the Illinois and Michigan Canal; and whereas, in the judgment of the General Assembly, the said paper is not binding upon the State of Illinois, and that it is contrary to the interests of the people thereof, that the said Smith or any other person, should, upon any pretence whatever, be permitted to have or acquire any interest in said strip, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved, the Senate concurring, that said paper, so executed and claiming, be and the same is hereby declared “not valid” and not binding upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the case, to disaffirm the same and to protect the rights of the State.

“C.”

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,
SPRINGFIELD, *February 23, 1871.*

HON. R. P. DEBRICKSON AND A. M. CAVAN:

Gentlemen:—I have no hesitation in expressing the opinion that the trustees of the Illinois and Michigan Canal have no power to bind the State of Illinois by the license given by them to Mr. Adam Smith, and I am equally clear in the belief that it is competent for the proper representatives of the State to put an end to the arrangement with Mr. Smith at pleasure.

It is proper that I should add that the license to Mr. Smith was given by the trustees after consultation by the State trustee with me, and that it was not supposed that its effect would be to give to Mr. Smith any exclusive right to the strip along the canal, after the work of widening was completed, nor any greater privileges than would belong to any other land owner along the line, nor any right whatever that could be construed into an authority to devote any portion of the strip to private uses.

I do not enter into any discussion of the policy of the license under consideration, and feel no hesitation in saying that Gen. Rowett would not have consented to the arrangement without my approval; and I add that it ought to be at once disavowed and repudiated if it does in fact, or if there is any reason for apprehending that it confers exclusive rights upon Mr. Smith.

Respectfully,

JOHN M. PALMER.

"D."

To the Honorable the Committee on Canal and River Improvement:

Gentlemen:—I have been requested by you to give my official opinion, "As to whether or not one Adam Smith, by virtue of a so-called article of agreement, made and entered into by and between the Board of Trustees of the Illinois and Michigan Canal with said Smith, in relation to the deepening and widening of the said canal for a distance of about thirty thousand (30,000) feet, dated the 21st of December, A. D. 1870, will deprive the State, through its trustees or other proper agents, of the use and control of the land so pretended to have been granted to said Smith?"

In reply to which question, I have the honor to say that in my humble judgment the State will have the same right to use and to control the whole space covered by said proposed improvements that it has to use and control the actual ground over which the canal proper now passes. In answer to a further interrogatory by your honorable committee, as to the duration of the time for which the said Smith can hold and enjoy the rights and privileges claimed to have been granted him under and in pursuance of the said article of license of permission, I have to reply that, in my judgment, said Smith can hold and enjoy the same just as long, and no longer, than the Legislature of this State may, in its good pleasure, permit him so to do.

The article of agreement referred to is permissive only to said Smith. It confers no rights or privileges upon him which the General Assembly may not at any time, for good reasons, revoke and set aside.

I might give in detail the reasons which impel my mind to the conclusions above stated, but to do so at this time would prove unavailing and useless.

Your obedient servant,

W. BUSHNELL.

"E."

MAYOR'S OFFICE,
CHICAGO, ILL., *February*, 23, 1871.

HON. R. P. DERRICKSON :

Dear Sir:—Your favor of yesterday is before me this morning. I am surprised that Chicago should be charged with wanting to get that ninety feet strip. All that Chicago wants, so far as I know, is to have it left in the hands of the commissioners, whoever they may be, for the benefit of the State. But we do think, if it is so left, the State will realize a large amount of money from it.

We do not think it advisable or prudent to place in the control of one man, let him be who he may, twelve miles of dock front, for if Chicago grows as we expect, it will all be needed, at no very distant day, for business purposes. I think the lots on each side of that canal for six miles, say three hundred feet deep, will be worth in ten or fifteen years, from \$6,000,000 to \$10,000,000; at \$6,000,000, it would be less than \$100 per front foot. Now, I think those owning property in the rear would be glad to give the State every third lot for the privilege of having their other lots come up to the canal, and at this rate the State would realize \$2,000,000. Calling the value \$6,000,000,

and according to Smith's own estimate, it would only cost about \$1,500,000 if it were to be put under contract without reference to brick-making. But suppose the material was used for brickmaking, then the only expenses there would be, would be docking, say about \$400,000. I do not think anything more will be done in the council at present. I will try and keep things quiet. The greatest objection Chicago has to the arrangement, is in placing so much power in one man's hands, and in seeing a valuable property, which we think might be worth a large amount to the State, thrown away.

Yours truly,

R. B. MASON.

The report of the committee was accepted, and,

On motion of Mr. Galloway,

The report and accompanying documents were laid on the table, and 1000 copies thereof ordered printed.

Mr. Waite, from the committee on municipal affairs, reported

House bill, No. 399, for "An act to provide for the exercise of the right of eminent domain," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Waite,

The rules were suspended, the bill read a first time, and
Ordered to a second reading, and 1000 copies ordered printed.

Mr. Curtiss, from the committee on elections, submitted the following report :

Your committee on elections, to whom was referred the resolutions of the Supervisors of Stephenson, Sangamon and Lee counties, in regard to certain amendments to the registry law, instruct me to report them back, with a recommendation that they lie upon the table.

The report of the committee was concurred in, and the resolutions
Laid upon the table.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869," with a substitute for the same, with the recommendation that the original bill be laid on the table and that the substitute be ordered to a first reading.

The report of the committee was concurred in, and the original bill laid upon the table, and the substitute therefor
Ordered to a first reading.

On motion of Mr. Vocke,

The rules were suspended and

Mr. Vocke presented a petition from sundry citizens of Illinois, in relation to the educating of deaf and dumb children after the European system : that is, to teach them to speak and read from the lips ; which was

Referred to the committee on education.

Mr. Hildrup, from the committee on railroads, submitted the following report :

I am instructed by the committee on railroads to report the following bill, to-wit :

House bill, No. 400, for "An act to incorporate associations that may be organized for the purpose of constructing railways, maintaining and operating the same ; for prescribing and defining the duties and limiting the powers of such corporations, when so organized," and recommend that the same do pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Hildrup,
The rules were suspended, the bill was read a first time, and
Ordered to a second reading.

On motion of Mr. McMillan,
One thousand copies of the bill was ordered printed.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court," together with the substitute for the same offered by Mr. Merritt.

Whereupon,

On motion of Mr. Merritt,
The special order was postponed for five days.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 51, for "An act authorizing the formation of companies for the detection and apprehension of horse thieves and other felons, and defining their powers," respectfully report that they have considered the same and recommend that it do not pass, as in the opinion of your committee the granting of such powers to associations voluntarily formed, having the consent of none but the members thereof, would be dangerous and contrary to the public policy.

The report of the committee was concurred in, and,

On motion of Mr. Price,
The bill was indefinitely postponed.

On motion of Mr. Gillham,
The vote by which the bill was indefinitely postponed, was reconsidered, and,

On motion of Mr. Gillham,
Referred to the committee on agriculture.

Mr. Rodgers of Piatt, from the committee on banks and banking, reported back House bill, No. 59, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair Savings and Insurance Company,' approved March 29, 1869," with a substitute for the same, with the recommendation that the original bill be laid on the table and the substitute therefor referred to the committee of the whole.

The report of the committee was concurred in, and the original bill laid upon the table, and the substitute
Referred to the committee of the whole.

Introduction of bills being in order,

Mr. Cloud of Morgan introduced
House bill, No. 401, for "An act appropriating money for insuring the Illinois Institution for the Education of the Blind, and for repairs of the same."

Which was referred to the committee on state institutions.

Mr. Gillham introduced
House bill, No. 402, for "An act to authorize the formation of corporations for the construction of levees and drains."

On motion of Mr. Gillham,
The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Koerner introduced
House bill, No. 403, for "An act to extend the time limited for the commencement and completion of the work, or prosecution of business under former provisions of law."

Which was referred to the committee on corporations.

Mr. Knoles introduced
House bill, No. 404, for "An act providing for changing names and becoming heirs."

Which was referred to the committee on judicial department.

Mr. Lee introduced
House bill, No. 405, for "An act to provide for laying out and establishing private roads."

Which was referred to the committee on roads, highways and bridges.

Mr. Barr introduced
House bill, No. 406, for "An act in relation to the mode of proving title to the lands granted to the Illinois Central Railroad Company."

Which was referred to the committee on judiciary.

Mr. Nelson introduced
House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

On motion of Mr. Nelson,
The rules were suspended, and the bill
Ordered to a first reading.

Mr. Rodgers of Madison introduced
House bill, No. 408, for "An act to amend an act entitled 'an act to incorporate the Upper Alton Cemetery.'"

Which was referred to the committee on corporations.

Mr. Williams introduced

House bill, No 409, for "An act to amend section one of an act entitled 'an act making appropriations for the officers and members of the next General Assembly, and for the salaries of the officers of the government,' approved March 30, 1869."

Which was referred to the committee on appropriations.

Mr. Barnes introduced

House bill, No. 410, for "An act prescribing the method of condemning land for the use of railroad companies."

On motion of Mr. Barnes,

The rules were suspended, the bill read a first time, and

Referred to the committee on railroads.

By leave, Mr. Townsend submitted the following proposed substitute for rule forty-two, which, under the rules, went over one day:

"No member shall speak more than once, nor longer than ten minutes, on any question, without leave of the House."

On motion of Mr. McMasters,

The rules were suspended, and

Mr. McMasters submitted the following:

WHEREAS a memorial to Congress has been numerously signed by leading citizens of Missouri and Illinois, asking Congress to make an appropriation of one million and a half of dollars, to be immediately expended in the construction of permanent dykes in the Mississippi river, between the mouth of the Missouri river and Cairo, at different points, now difficult and dangerous to navigation on account of sand bars, wrecks of vessels, and other hidden obstructions in the channel: and, whereas the system of permanent dykes has proved to be the only really efficient means of diverting and controlling the waters of the Mississippi, and that this Legislature is fully convinced that by confining the current of the river to a rocky shore, in every instance where nature has furnished one, and that by straightening and deepening the channel by means of dykes, where it has a tendency to spread out, a depth of water can be obtained sufficient to float, during the whole season of navigation, vessels of eight and ten feet draught, from the mouth of the Missouri river to the sea: and, whereas, it has always been the policy and pleasure of the people of this State to encourage every movement, private or public, State or national, which tends to protect and develop our great commercial and marine interests; now therefore, be it

Resolved by the House of Representatives, the Senate concurring therein, That our Senators be instructed, and our Representatives requested, to use all honorable means to effect the immediate making of the said appropriation, and that the Governor be requested to transmit a copy of these resolutions to each of the members of Congress from this State, and to the Governor of the State of Missouri.

Mr. Morgan moved that said resolution be referred to the committee on federal relations; which motion was not agreed to.

The question recurring upon the adoption of the resolution of Mr. McMasters, it was agreed to.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

The proposed new rule, submitted on Monday by Mr. Springer, was taken up, and,

On motion of Mr. Egan,

Said proposed new rule was laid on the table.

Mr. Sheldon moved that the House proceed to the next order of business ; which was not agreed to.

House bills on first reading being in order,

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Was taken up and read a second time.

Mr. Merritt moved that the bill be referred to the committee on appropriations.

Mr. Roe moved to amend the motion of Mr. Merritt by referring the bill to the committee of the whole.

Mr. Landrum moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

Mr. Burley, at 12:48 o'clock P. M., moved that the House do now adjourn ; which motion was not agreed to.

The question being upon the motion of Mr. Roe, to amend the motion of Mr. Merritt, by making the reference to the committee of the whole, it was not agreed to.

The question recurring upon the motion of Mr. Merritt, to refer the bill to the committee on appropriations, it was agreed to.

Leave of absence was granted Mr. Sage.

On motion of Mr. Sheldon of Champaign,

At 1:40 P. M. the House adjourned to 2:30 P. M.

HALF PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Haines,

The House resolved itself into the committee of the whole, with Mr. Haines in the Chair.

After some time spent in committee of the whole,

Mr. Haines, from the committee of the whole, reported that the committee had had under consideration House bills referred to that committee, and made some progress, and asked leave to sit again.

The report of the committee was concurred in, and

Leave was granted the committee to sit again.

On motion of Mr. Campbell,

At 6 o'clock P. M., the House adjourned.

WEDNESDAY, MARCH 1, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The journal of yesterday was read.

Mr. King of Cook presented a remonstrance from taxpayers of South Chicago, Hyde Park and Lake, protesting against any legislation on the subject of the south park, whereby additional taxes are to be raised; which was

Referred to the committee on municipal affairs.

Mr. Egan presented a petition from the secretary of the Chicago Medical Society, opposing the enactment of any law which shall attempt to determine the qualifications of medical practitioners; which was

Referred to the committee on miscellaneous subjects.

Mr. Shelton presented a petition from sundry citizens of the city of Monmouth, in relation to the charter of said city, also in favor of the repeal of the registry law, and that all elections shall be held on the same day throughout this State, and nation if possible; which was

Referred to the committee on elections.

Mr. Hinchcliffe presented a petition from citizens of Virden, praying for the passage of "An act providing for the health and safety of persons employed in coal mines," heretofore introduced into this House; which was

Referred to the committee on mines and mining.

Mr. Hinchcliffe presented a petition from residents of Mascountah, praying for the repeal of the lock law of 1867, as it now exists in St. Clair and other counties; which was

Referred to the committee on agriculture.

Mr. Hinchcliffe presented a petition from a "suffering woman," asking for legislation making adultery punishable by imprisonment in the penitentiary; which was

Referred to the committee on judiciary.

Mr. Schwartz presented a petition from citizens of Jackson county, praying for the abolition of the office of county superintendent of schools; which was

Referred to the committee on education.

Mr. McMasters presented a petition from citizens of Randolph county, relative to the payment to James M. Christian, for a nautilus purchased by the State; which was

Referred to the committee on claims.

Mr. Burley presented two remonstrances from citizens of the towns of South Chicago, Hyde Park and Lake, against any legislation on the subject of the south park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the committee on municipal affairs.

Mr. McMasters presented a petition from Moses Wise, in relation to a claim by him against the State geological survey of the State of Illinois; which was

Referred to the committee on claims.

Mr. Cary presented a remonstrance from E. H. Sheldon and others, against any legislation on the subject of the south park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the committee on municipal affairs.

Leave of absence was granted Messrs. Dwight, King of Jersey and Cummings.

Leave of absence was granted the committee on agriculture for Friday next, March 3d.

Mr. Miller of St. Clair, from the committee on education, to which was referred a petition from citizens of the State of Illinois, asking for assistance from the State for an institution for the education of the deaf and dumb in Chicago, reported the same back, and asked that it be referred to the committee on state institutions.

The report of the committee was concurred in, and the petition
Referred to the committee on state institutions.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies," respectfully report that they have considered the same, and herewith return said bill perfected, and recommend that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 369, for "An act to provide for the education of disabled soldiers, and orphans of deceased soldiers," would respectfully report that they have had the same under consideration, and have instructed me to report the same back without amendment, and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 304, for "An act providing for changing the names of corporations," respectfully report the same back, and recommend that the same do pass, with the following amendment:

Add to section 1 the following: "Or may at any regular annual meeting of the stockholders, without previous notice, submit said question to a vote of the stockholders."

The report of the committee was concurred in, and the bill, as amended,

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872," would respectfully report that they have had the same under consideration, have amended the same, and now report the same back, with the amendments, and recommend its passage as amended.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum, from July 1, 1867," would respectfully report that they have had the same under consideration and have amended the same, and now report said bill back, with the amendments, and recommend it be passed as amended.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred House bill, No. 77, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb," would respectfully report that they have had the same under consideration and have amended the same, and now report the same back, as amended, and ask the concurrence of the House therein.

The question being upon concurring in the report of the committee,

Mr. Sheldon moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon concurring in the report of the committee,

| | | |
|------------------------------------|-------------|-----|
| It was decided in the affirmative, | { Yeas..... | 102 |
| | { Nays..... | 48 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barr,
Barrett,
Berry,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burnside,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Cloud of Macoupin,
Coker,
Collins,
Cunningham,
Curtiss,
Dodge,
Edgcomb,
Ehner,
Finley,
Fouke,
Frew,
Fuller,
Funk,

Messrs. Gaines,
Galbraith,
Gallagher,
Gass,
Hickox,
Hildrup,
Hinchcliffe,
Hundley,
Hunter,
Jeffries,
Johnson,
Jones of Marshall,
Kelly,
Kenney,
King of Cook,
Landrum,
Langston,
Latimer,
Manley,
McConnell,
McEvain,
McElwee,
McMasters,
McMillan,
Meritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrison of Cook,
Musseller,
Neece,
Olson,

Messrs. Pixley,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Rout,
Rosa,
Rowley,
Ryan,
Shaw,
Shelton of Warren,
Sherrill,
Short,
Stillwell,
Strong,
Taylor,
Trimble,
Vennum,
Vocke,
Waite,
Waters,
Webb,
Williams.

Those voting in the negative are,

Messrs. Barnes,
Benson,
Boyd,
Burley,
Chandler,
Cloud of Morgan,
Clow,
Crouch,
Davis,
Dixon,
Egan,
Fieharty,
Foss,
Galloway,
Hall,
Haines,

Messrs. Headfield,
Herdman,
Humphrey,
Jones of Crawford,
Knobs,
Koerner,
Lee,
Massenberg,
Maron,
Mayo,
Miller of Kane,
Morrill,
Morrison of Monroe,
Morse,
North,
Phelps,

Messrs. Powell,
Rice of Sangamon,
Richardson,
Roe,
Sanford,
Sanne,
Sheldon of Champaign,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Whitney,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the report of the committee was concurred in.

Mr. Roe offered the following further amendment to the bill :

Insert after the words "north wing," in section one, the following words :

"And to pay for work necessarily done in establishing water works for the institution, \$7,859, in conformity with law."

And the question being upon the adoption of the amendment of Mr. Roe,

It was decided in the negative, { Yeas 41
Nays 94

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Benson,
Burnside,
Chandler,
Cloud of Morgan,
Crouch,

Messrs. Davis,
Egan,
Fieharty,
Galloway,
Hall,
Haines,

Messrs. Headfield,
Herdman,
Humphrey,
Jones of Crawford,
Knobs,
Lee,

Messrs. Massenberg,
McMasters,
Miller of Kane,
Miller of Madison,
Morrill,
Morrison of Monroe,
North,
Phelps,

Messrs. Powell,
Richardson,
Roe,
Sanford,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Sullivan,

Messrs. Turner,
Vennum,
Watkins,
Whitney,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Allen,
Armstrong,
Barr,
Barrett,
Berry,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Cloud of Macoupin,
Cofer,
Collins,
Cunningham,
Curtiss,
Dodge,
Edgcomb,
Efner,
Finley,
Foss,
Fouke,
Fuller,
Funk,

Messrs. Gaines,
Galbraith,
Gallagher,
Gass,
Hay,
Hickox,
Hildrap,
Hinchcliffe,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
Landrum,
Langston,
Latimer,
Leith,
Manley,
McConnell,
McElvain,
McElwee,
McMillan,
Merritt,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrison of Cook,

Messrs. Mussetter,
Neece,
Olson,
Pixley,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Rice of Peoria,
Rich,
Riggs,
Rives,
Rodgers of Platt,
Roessler,
Ross,
Ryan,
Schwartz,
Shaw,
Senne,
Sherrill,
Short,
Stillwell,
Strong,
Taylor,
Trimble,
Vocke,
Waite,
Waters,
Webb,
Williams.

So the amendment was not adopted.

On motion of Mr. Springer,

The bill was referred to the committee of the whole.

Mr. Haines moved that the rules be suspended, in order to introduce a resolution; which motion was not agreed to.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same," would respectfully report that they have had the same under consideration, and have amended the same, and have instructed me to report the same back as amended, and ask the concurrence of the House therein.

The question being upon concurring in the report of the committee, Mr. Powell, at 12:20 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Springer moved that the bill be printed with the amendments pending, and referred to the committee of the whole.

Mr. Morrison of Cook moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Springer to print the bill and pending amendments, and refer the same to the committee of the whole, it was agreed to.

Mr. Hildrup, from the committee on railroads, submitted the following report:

I am instructed by the committee on railroads to report back to the House, Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the twenty-fourth section of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," and recommend that it do pass.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Rice,

The rules were suspended, the bill read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

Mr. Hildrup, from the committee on railroads, submitted the following report:

I am instructed by the committee on railroads to report the following bill, to-wit: House bill, No. 411, for "An act to prohibit the improper issue of stock, certificates of indebtedness, or bonds, by any railroad corporation," and recommend that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Hildrup,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

On motion of Mr. Rice of Sangamon,

At 12:45 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Leave of absence, during the afternoon session, was granted the committee on inland commerce and warehouses.

Introduction of bills being in order,

On motion of Mr. Haines,

The calling of the roll was dispensed with.

Mr. Morrison of Monroe moved that the rules be suspended, in order to introduce a resolution; which motion was not agreed to.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 48, for "An act to repeal an act entitled 'an act to change the times of electing certain officers in a county therein named.'"

Mr. Galloway introduced

House bill, No. 412, for "An act to allow railroad companies whose roads are not built, to deviate from intermediate points designated in their charter in the construction of said roads."

Which was referred to the committee on railroads.

Mr. Waite introduced

House bill, No. 413, for "An act to authorize cities to decrease their territory or limits."

Which was referred to the committee on municipal affairs.

Mr. King of Cook introduced

House bill, No. 414, for "An act to enable counties to establish and maintain county normal schools."

Which was referred to the committee on education.

Mr. King of Cook introduced

House bill, No. 415, for "An act to amend an act concerning notaries public."

Which was referred to the committee on executive department.

Mr. King of Cook introduced

House bill, No. 416, for "An act to amend the chapter of Revised Statutes entitled 'Attorneys.'"

Which was referred to the committee on judicial department.

Mr. Hinchcliffe introduced

House bill, No. 417, for "An act to repeal 'an act to prevent domestic animals from running at large in the counties of Monroe, St. Clair and other counties,' approved March 7, A. D. 1867."

Which was referred to the committee on agriculture.

Mr. Johnston introduced

House bill, No. 418, for "An act to enable persons to incorporate as library associations."

Which was referred to the committee on education.

Mr. Miller of St. Clair introduced

House bill, No. 419, for "An act entitled 'an act to regulate the issuing and revoking of teachers' certificates.'"

Which was referred to the committee on education.

Mr. Mayo introduced

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

Which was referred to the committee on appropriations.

Mr. Pixley introduced

House bill, No. 421, for "An act to amend an act entitled 'an act to amend an act to incorporate the town of Xenia,' approved February 16, 1865, the same approved March 7, 1867."

Which was referred to the committee on counties and township organization.

Mr. Pixley introduced

House bill, No. 422, for "An act to amend an act entitled 'an act to incorporate the town of Louisville,' approved March the 1st, 1867."

Which was referred to the committee on counties and township organization.

Mr. Springer introduced

House bill, No. 423, for "An act to regulate the fees and compensation of sheriffs."

Which was referred to the committee on fees and salaries.

Mr. Price introduced

House bill, No. 424, for "An act to provide for the granting to railroad companies the right of way."

Which was referred to the committee on corporations.

House bills on first reading being in order,

House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same, for 1871 and 1872,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same at ten per cent. per annum from July 1, 1867,"

Was taken up, read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 121, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was taken up, read a second time, and,

On motion of Mr. Frew,

Referred to the committee on appropriations.

House bill, No. 185, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 193, for "An act to amend an act entitled 'an act for the prevention of cruelty to animals,' approved March 31, 1869,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 200, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1, 1871, to July 1, 1873,"

Was taken up, read a second time, and,
On motion of Mr. Sheldon,
Referred to the committee on appropriations.

House bill, No. 219, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois,"

Was taken up, read a second time, and,
On motion of Mr. Powell,
Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 220, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, 1871, to the first of July, 1873,"

Was taken up, read a second time, and,
On motion of Mr. Merritt,
Referred to the committee on appropriations.

House bill, No. 284, for "An act making appropriations for the Illinois Industrial University,"

Was taken up, read a second time, and,
On motion of Mr. Sheldon,
Referred to the committee on appropriations.

House bill, No. 315, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Was taken up, read a second time, and,
On motion of Mr. Roe,
Referred to the committee on appropriations.

House bill, No. 362, for "An act providing for the mode of electing representatives to the General Assembly,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Was taken up, read a second time, and,
On motion of Mr. Waite,
Referred to the committee on judiciary.

House bill, No. 341, for "An act to regulate the practice in courts of chancery,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash river improvements into the State treasury; to provide for a survey of the Little Wabash river, and legalize certain acts therein named,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 379, for "An act to amend an act entitled 'an act amendatory of the mechanics' lien law of this State,' approved April 5, 1869,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 393, for "An act providing for the election of a board of equalization of assessments,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 395, for "An act fixing the compensation of jurors in the circuit courts of this State,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 396, for "An act increasing the jurisdiction of county courts, and regulating the practice therein; and in the circuit courts in certain particulars,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 1000 copies of the same ordered printed.

House bill, No. 402, for "An act to authorize the formation of corporations for the construction of levees and drains,"

Was taken up, read a second time, and
Referred to the committee on drainage, and 500 copies of the same ordered printed.

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies of the same ordered printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of the following resolution, to-wit:

WHEREAS, the fourth volume of the State Geological Report is now ready for distribution; and whereas, there will remain in the hands of the State Geologist, after the copies required by law to be distributed shall have been distributed, a sufficient number of copies to leave one for each member of this General Assembly, and elective officers of the Senate and House of Representatives; and whereas, the State Geologist is desirous that a resolution be passed requiring him so to furnish copies to members and elective officers of this General Assembly; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That said State Geologist be required to furnish to each member of this Twenty-seventh General Assembly, and to the elective officers of the Senate and House, one copy of the fourth volume of said Geological Report.

On motion of Mr. King of Cook,

The rules were suspended, and,

On motion of Mr. King of Cook,

The House resolved to go into the committee of the whole at 11 o'clock A. M., Thursday, March 2d, for the purpose of considering House bill, No. 218, for "An act to provide for and fix the salaries of the Judges of the Supreme Court."

Mr. Vennum moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

On motion of Mr. Williams,

The rules were suspended, and,

On motion of Mr. Williams,

It was

Resolved, That the use of this hall be tendered to the friends of temperance on to-morrow evening, Thursday, March 3, 1871, for the purpose of hearing an address from the eloquent apostle of temperance, Rev. J. C. Stoughton.

House bills on third reading being in order,

House bill, No. 359, for "An act to repeal an act entitled 'an act to change the time of holding town meetings in Will county, create election precincts, and provide for the election of commissioners of highways in the town of Joliet,' so as to restore the provisions of the general law to effect in said county, in regard to the time of holding the annual town meetings and the election of town officers,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being "Shall this bill pass?"

It was decided in the affirmative, { Yeas 127
Nays 00

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Carle,
Cary,
Casey of Jefferson,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cunningham,
Curtiss,
Davis,
Derriekson,
Dixon,
Edgcomb,
Ehner,
Egan,
Fleharty,
Foss,
Fouke,
Frew,
Fuller,
Galbraith,
Galloway,

Messrs. Gass,
Goodell,
Hall,
Haines,
Hay,
Headfield,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Kelly,
Kenny,
King of Cook,
Koerner,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnel,
McElvain,
McElwee,
McEwen,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morrison of Cook,
Morse,
Musetter,
Neece,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Price,
Ralls,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Walte,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Leave of absence was granted Messrs. Jones of Marshall, Shelton, Braiden, Hunter, Daniels, Campbell, Reese, Austin, Riggs.

On motion of Mr. Sheldon,
At 5 o'clock P. M., the House adjourned.

THURSDAY, MARCH 2, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

The journal of yesterday was read.

Mr. Galloway presented four remonstrances from citizens of the towns of South Chicago, Hyde Park and Lake, against any legislation

on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which were

Referred to a special committee, consisting of the members from the 96th representative district.

Mr. Goodell presented a petition from citizens of Iroquois county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. Rice of Peoria presented a remonstrance from citizens of Union School District, No. 6, in Hallock township, Peoria, Marshall and Stark counties, against the repeal of a special act of the Legislature, passed and approved February 28, 1867, affecting said district; which was

Referred to the committee on education.

Mr. Morrill presented a remonstrance from Mr. Mendenhall and others, against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Efner presented a remonstrance from Cyrus Emery and others, against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Waite, from the committee on judiciary, reported back House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago," with sundry amendments thereto, and with the recommendation that the bill, as amended, be referred to the committee of the whole and 500 copies of the same ordered printed.

The report of the committee was concurred in, and the bill, as amended,

Referred to the committee of the whole, and 500 copies ordered printed.

Mr. Clark, from the committee on public charities, submitted the following report:

Your committee on public charities, to which was referred House bill, No. 277, for "An act to amend an act to incorporate the town of Bardolph, and for other purposes," would report that we have had the same under consideration, and would ask leave to report it back, with the recommendation that it be referred to the committee on municipal affairs for further consideration.

The report of the committee was concurred in, and the bill

Referred to the committee on municipal affairs.

Mr. Shaw, from the committee on appropriations, reported back House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Roberts, from the committee on judiciary, submitted the following report :

The judiciary committee, to which was referred House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto," have instructed me to report the same back, and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Morrison of Monroe, from the committee on judiciary, reported back House bill, No. 93, for "An act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,' " with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 380, for "An act to authorize gas companies to extend their pipes beyond the limits of cities or towns within which they may be located," have considered the same, and herewith report the same back, and recommend that it do pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 212, for "An act to provide for the exercise of the right of eminent domain," have had the same under consideration, and instruct me to report the same back, recommending that it do pass.

The question being upon concurring in the report of the committee,
On motion of Mr. Barnes,

The bill was referred to the committee on railroads.

Mr. Price, from the committee on corporations, submitted the following report :

The committee on corporations, to which was referred House bill, No. 146, for "An act to amend an act entitled 'a bill for a general act of incorporation of agricultural and horticultural societies and associations for improving the breeds of domestic animals,' approved Feb. 15, 1855," respectfully report the same back, and recommend its reference to the committee on agriculture.

The report of the committee was concurred in, and the bill
Referred to the committee on agriculture.

Mr. McMillan, from the committee on judiciary, reported back House bill, No. 398, for "An act to prohibit the State officers therein named from engaging in the practice of law, or performing other duties or acts connected therewith," with a substitute therefor, with the recommen-

dation that the bill, as amended by the substitute, be ordered to a first reading.

The report of the committee was concurred in, and the bill, as amended by the substitute,

Ordered to a first reading.

Mr. Koerner, from the committee on judiciary, reported back House bill, No. 301, for "An act to establish the court of common pleas in the city of Sparta, in Randolph county," and House bill, No. 312, for "An act to establish the court of common pleas in the city of Sparta, in Randolph county," with sundry amendments thereto, with the recommendation that House bill No. 301 be laid on the table, and that House bill No. 312, as amended, be ordered to a first reading.

The report of the committee was concurred in, and

House bill No. 301 was laid on the table, and House bill No. 312, as amended, was ordered to a first reading.

Mr. Sanford, from the committee on judiciary, submitted the following report :

The judiciary committee have had under consideration House bill, No. 263, for "An act giving jurisdiction to county courts in all cases wherein the change or alteration of the name of persons may be involved, and defining the manner of proceedings in such cases," and have instructed me to report the same back, with the recommendation that it do not pass, for the reason that the existing statutes on that subject are, in their opinion, sufficient and all that are necessary.

The report of the committee was concurred in, and

The bill was indefinitely postponed.

Mr. Price, from the committee on corporations, submitted the following report :

Resolved, That the committee on corporations be and they are hereby permitted to occupy the room of the Enrolling and Engrossing Clerk of the House as a committee room; and that the committee on contingent expenses be and they are hereby directed to inquire into the practicability of decreasing the number of committee rooms rented by the State from the owner of the Revere House, and also see said owner, and if possible induce him to comply with his contract, made with said committee, to furnish said rooms, and to provide a janitor for the same, or as many thereof as may be by said committee retained.

The report was accepted, and the resolution adopted.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 334, for "An act to legalize the vote on certain counties for township support of paupers," with the recommendation that it do not pass.

The question being upon concurring in the report of the committee,

On motion of Mr. Haines,

The bill was ordered to a first reading.

Leave of absence was granted Messrs. Wight and Early.

Mr. Goodell moved that the rules be suspended, in order to introduce a resolution; which motion was not agreed to.

Introduction of bills being in order,

Mr. Brayton introduced

House bill, No. 425, for "An act in regard to religious societies."

Which was referred to the committee on corporations.

Mr. Burley introduced

House bill, No. 426, for "An act to enable cities, villages and incorporated towns to vacate, lease or sell public parks or commons."

Which was referred to the committee on municipal affairs.

Mr. Brayton introduced

House bill, No. 427, for "An act to authorize incorporated companies to increase or diminish the number of directors, trustees or managers which now constitute their respective boards."

Which was referred to the committee on corporations.

Mr. Cloud of Morgan introduced

House bill, No. 428, for "An act to refund money to the trustees of the Illinois Institution for the Education of the Deaf and Dumb which they have expended in the construction of water works for the use of said institution."

Which was referred to the committee on judiciary.

Mr. Miller of St. Clair introduced

House bill, No. 429, for "An act to establish and open private roads."

Which was referred to the committee on roads, highways and bridges.

Mr. Root introduced

House bill, No. 430, for "An act in reference to reform schools and houses of refuge established by counties and cities."

Which was referred to the committee on public charities.

Mr. Price introduced

House bill, No. 431, for "An act regulating the manner of indexing records of transfers of real estate."

Which was referred to the committee on counties and township organization.

Mr. Wight introduced

House bill, No. 432, for "An act to protect servants and laborers, and to abolish the rule of the common law in relation to entered contracts."

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read a first time, and

Ordered to a second reading and 500 copies ordered printed.

House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Was taken up, read a first time, and
Ordered to a second reading.

The Speaker announced that the hour had arrived for the House to go into the committee of the whole for the consideration of House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court."

Whereupon,

The House resolved itself into the committee of the whole, with Mr. Burley in the chair.

After considerable time spent in the committee of the whole,

Mr. Burley, from the committee of the whole, reported that the committee had had under consideration House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court," and recommend the same to be ordered to a third reading.

The question being upon concurring in the report of the committee,

Mr. Sheldon offered the following amendment to section first of the bill :

Strike out the words "six thousand" and insert "five thousand."

Pending the consideration of which,

Mr. North, at 1 o'clock P. M., moved that the House do now adjourn until 2:30 P. M.; which motion was not agreed to.

Mr. Sheldon, at 1:05 P. M., moved that the House do now adjourn; which

Was decided in the affirmative,

{ Yeas.....92

{ Nays47

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---------------------|----------------------|-----------------------|
| Messrs. Armstrong, | Messrs. Gallagher, | Messrs. Olson, |
| Ayres, | Galbraith, | Pixley. |
| Barnes, | Gass, | Powell, |
| Barr, | Goodell, | Price, |
| Benson, | Hall, | Reinhardt, |
| Brayton, | Haines, | Reise of Logan, |
| Briscoe, | Hawes, | Remsburg, |
| Brown of Bond, | Hay, | Rice of Sangamon, |
| Brown of Massac, | Herdman, | Richardson, |
| Burley, | Hickox, | Rodgers of Madison, |
| Burnside, | Hildrap, | Rodgers of Platt, |
| Carle, | Hinchcliffe, | Root, |
| Carpenter, | Humphrey, | Ross, |
| Cary, | Kenny, | Rowley, |
| Casey of Jefferson. | King of Cook, | Ryan, |
| Cavan, | Lee, | Schwartz, |
| Chandler, | Leith, | Shaw, |
| Cloud of Macoupin, | Manley, | Senne, |
| Cloud of Morgan, | Massenberg, | Sheldon of Champaign, |
| Cofer. | Maron, | Sherrill, |
| Crouch, | McElvain, | Short, |
| Cummings, | McEwen, | Smith of Ogle, |
| Cunningham, | Merritt, | Sullivan, |
| Daniels, | Miller of Madison, | Townsend, |
| Davis, | Miller of St. Clair, | Turner, |
| Edgcomb, | Moffit, | Vennum, |
| Efner, | Morgan, | Vocke, |
| Egan, | Mussetter, | Waite, |
| Fleaharty, | Neece, | Williams, |
| Foss, | Nelson, | Wright. |
| Frew, | North, | |

Those voting in the negative are,

Messrs. Allen,
Austin,
Berry,
Brooks,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Derrickson,
Dwight,
Ea-ley,
Finley,
Galloway,
Headfield,
Hundley,
Jeffries,

Messrs. Johnston,
Jones of Crawford,
Kelly,
Knoles,
Koerner,
Landrum,
McElwee,
McMillan,
Murray,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Phillips,
Ralls,
Rice of Peoria,

Messrs. Rich,
Rives,
Roberts,
Roe,
Roessler,
Sanford,
Springer,
Stillwell,
Strong,
Taylor,
Trimble,
Webb,
Whitney,
Williamson,
Mr. Speaker.

So the House adjourned.

FRIDAY, MARCH 3, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was read.

Mr. Egan presented a petition from O. O. Wallin & Son, in relation to laws regulating railroad management; which was

Referred to the committee on railroads.

Mr. Price presented a petition from sundry citizens of Knox and McDonough counties, praying for the passage of more stringent laws regulating the sale of intoxicating liquors; which was

Referred to the special committee on temperance.

Mr. Foss presented a petition from O. O. Wallin & Son, in relation to laws regulating railroad management; which was

Referred to the committee on railroads.

Mr. Foss presented sundry petitions from residents and property holders of the West Division of the city of Chicago, remonstrating against the passage of any law which shall authorize any further increase of taxation for parks or park improvements in the said West Division; which were

Referred to the committee on municipal affairs.

Mr. Ralls presented a petition from citizens of Randolph county, asking the legislators of the State of Illinois to abolish the office of county superintendent of public schools; which was

Referred to the committee on education.

Mr. Turner presented a petition from Field, Lieter & Co., and others, protesting against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the committee on municipal affairs.

Mr. McMasters presented a petition from John T. Clendenin and others, relating to the sale of intoxicating liquors; which was

Referred to the special committee on temperance.

Mr. Pixley presented a petition from Lemon Pool and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Haines presented a petition from Ira Soule and others, praying for the removal of a dam and obstruction across Fox river; which was

Referred to the committee on roads, highways and bridges.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Dodge, from the committee on agriculture, submitted the following report:

The committee on agriculture, to which was referred House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters of this State, wherein they were once accustomed to be found," have had the same under consideration, and have instructed me to report the same back, with amendments, and recommend its passage as amended.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 182, for "An act to amend an act entitled 'an act to incorporate the Novelty Iron Works Manufacturing Company,' approved March 26, 1869," herewith return the same and recommend that it do not pass, it being the opinion of your committee that the constitution prohibits amending the charters of corporations as contemplated by said bill. They would further report, in this connection, that they have considered a bill referred to them which provides by general law how all corporations may change their corporate names, and have recommended its passage.

The report of the committee was concurred in, and the bill (No. 182)

Laid upon the table.

Mr. Price, from the committee on corporations, submitted the following report:

House bill, No. 281, for "An act to amend an act entitled 'an act to incorporate the Hospital of the Sisters of the Poor of the Order of St. Mary, of Quincy,' approved March 4, 1869," which was referred

to the committee on corporations, has been considered by said committee, and they herewith return the same to the House, and recommend that it do not pass, it being, in the opinion of your committee, not competent for the Legislature to amend the charters of corporations by special law, but that a general law, by which the relief sought might be had, should be enacted.

The report of the committee was concurred in, and

Leave was granted Mr. Richardson to withdraw the same.

Mr. Stillwell, from the committee on contingent expenses, submitted the following report:

The committee on contingent expenses, having had under consideration the resolution referred to them in reference to the employment by the committee on counties and township organization, of a clerk, have to report that they recommend that the clerk heretofore in the employ of the committee on fees and salaries be assigned to duty as clerk of said committee on counties and township organization.

The report of the committee was concurred in.

Mr. Roberts, from the committee on judiciary, reported back House bill, No. 17, for "An act entitled 'an act to amend the criminal code,' " and report House bill, No. 436, for "An act to prescribe a rule to regulate the argument of counsel before juries in the trial of criminal causes," as a substitute for the same, with the recommendation that House bill No. 17 be laid on the table, and House bill No. 436 be ordered to a first reading.

The report of the committee was concurred in, and

House bill No. 17 was laid on the table, and House bill No. 436 was ordered to a first reading.

Mr. Miller of St. Clair, from the committee on education, reported back House bill, No. 418, for "An act to enable persons to incorporate as library associations," with the recommendation that it be referred to the committee on corporations.

The report of the committee was concurred in, and the bill

Referred to the committee on corporations.

Mr. Miller of St. Clair, from the committee on education, reported back House bill, No. 327, for "An act to protect religious meetings from disturbance," with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading, in order to consider a further motion in relation thereto.

Mr. Miller of St. Clair, from the committee on education, reported back House bill, No. 103, for "An act in relation to such lands as have been selected in lieu of the sixteenth section, in fractional townships, and providing for the sale thereof," with the recommendation that the bill be laid on the table.

The report of the committee was concurred in, and the bill

Laid on the table.

Mr. Miller of St. Clair, from the committee on education, reported back House bill, No. 314, for "An act to require directors of schools to cause to be kept a school for six months in the year in each school district," with the recommendation that the bill be laid on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Armstrong, from the committee on counties and township organization, reported back House bill, No. 434, for "An act to amend the law concerning township organization," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Roe, from the committee on state institutions, to which was referred the communication from the Governor, containing the special report of the trustees of the institution for the education of the deaf and dumb in relation to the water supply for that institution, reported the same back, with the recommendation that it be laid on the table, and 300 copies ordered printed.

The report of the committee was concurred in, and the report of the trustees

Laid on the table, and 300 copies of the same ordered printed.

Mr. Watkins, from the committee on public buildings and grounds, reported back House bill, No. 375, for "An act appropriating money for the erection of suitable buildings for the accommodation of the inmates of the Illinois institution for the education of the blind," with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill
Laid on the table.

On motion of Mr. Cloud of Morgan,
The bill was taken from the table, and
Ordered to a first reading.

Mr. Cary, from the committee on judiciary, reported back Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act to create and organize the counties therein named," with the recommendation that it be referred to the committee of the whole.

The report of the committee was concurred in, and the bill
Referred to the committee of the whole.

Mr. Cary, from the committee on judiciary, reported back House bill, No. 110, for "An act to govern foreign insurance companies doing business in this State," with the recommendation that it be referred to the committee on insurance.

The report of the committee was concurred in, and the bill
Referred to the committee on insurance.

Mr. Cary, from the committee on judiciary, submitted the following report:

The judiciary committee, to which was referred a bill for "An act in regard to evidence and deposition in certain cases," would respectfully represent that they have given the same careful consideration, and they have instructed me to report the same back, with the recommendation that it do pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report in relation to the institution for the Education of the Deaf and Dumb, at Jacksonville :

SPRINGFIELD, *March 3, 1871.*

To the Honorable the House of Representatives of the State of Illinois :

GENTLEMEN: The committee on public buildings and grounds have instructed me to report to you that they have visited the Illinois Institution for the Education of the Deaf and Dumb, located at Jacksonville, and made a careful examination of the south wing of said building, with special reference to determining whether it was suitable for occupancy or not.

I am directed to say that it is the unanimous opinion of the committee that the occupancy of this building, in its present condition, is an inexcusable hazard of the lives of the inmates, and should not be continued a single hour. The character of the building is such that, in our opinion, it would be no economy to attempt to repair it; and we recommend that it be taken down and replaced by a new one, to correspond in style and size with the main building. The committee have therefore instructed me to report the following joint resolution, and recommend its adoption, viz:

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be and he is hereby authorized to direct the Trustees of the Illinois Institution for the Education of the Deaf and Dumb, located at Jacksonville, to cause the south wing of the building to be abandoned at once, and to reduce the number of pupils in said institution to a number that may be accommodated in the other parts of said building, unless the trustees can provide, temporarily, other accommodations for said pupils, without extra cost to the State.

The report of the committee was concurred in, and
Five hundred copies ordered printed.

Mr. Easley, from the committee on counties and township organization, reported back House bill, No. 237, for "An act for the removal of county seats," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Derrickson, from the committee on canal and river improvement, submitted the following report of the joint committee in relation to the expenditure of the appropriation for the improvement of the Illinois and Little Wabash rivers :

To the Honorable the Senate and House of Representatives of the State of Illinois :

The committee appointed under the joint resolution of February 14, 1871, charged with the duty of ascertaining how, in what manner, and for what purpose the appropriation, or any part thereof, under the act of 1869, for the improvement of the Illinois river, has been expended; and further, to inquire into and report relative to the expenditures for the improvement of the Little Wabash, would respectfully report :

That we find the detailed statement of Virgil Hickox, the treasurer of the Board of Canal Commissioners, embodied in the report of that

Board to the Governor, and by him laid before this General Assembly, to be a correct and faithful accounting of the moneys expended on the improvement of the Illinois river and the Little Wabash, and would respectfully refer to that report for details as to the manner and extent of the disbursements on account of said improvements.

The committee are of opinion that the improvement of the Little Wabash has been completed in a manner entirely satisfactory, and that the State, in all its interests, has been fully protected. The conclusions of the committee in regard to the character and condition of this work are not drawn from a personal examination of the work, but based on information deemed authentic and reliable.

We find, from a thorough personal examination of the work already completed and in process of completion on the Illinois river improvement at Henry, and from a careful investigation of the accounts of the treasurer of the Canal Commissioners, that so much of the appropriation as has been expended, amounting now to nearly one-half of the same, has been disbursed within the law in a manner that will bear the strictest scrutiny.

The substantial character of the work, already far advanced toward completion, attests the fitness of the appointment of D. O. Jenne as engineer.

Economy in the expenditure of the public money and a strict fidelity in the discharge of the trust, marks the action of Messrs. Utley, Hickox and Milne, the Commissioners under whose supervision the improvement is being made.

The committee are satisfied that the improvement will be completed within the contract time, and within the appropriation made.

R. P. DERRICKSON,
JACOB FOUKE,
JOHN H. DANIELS,
J. O. DORE,
WM. REDDICK.

The report of the committee was concurred in, and
Five hundred copies of the report ordered printed.

Mr. Williams, from the special committee on temperance, reported House bill, No. 435, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

The Speaker laid before the House the following communication from the Secretary of State:

STATE OF ILLINOIS, SECRETARY'S OFFICE,
SPRINGFIELD, *March 2, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

DEAR SIR: By order of the President of the Senate, I send herewith two hundred copies of the report of commissioners appointed by

the Governor of New York to revise the laws for the assessment and collection of taxes, of which Hon. David A. Wells is chairman, which are sent to you for distribution among the members of the House of Representatives of the Twenty-seventh General Assembly.

I am, sir, very respectfully,

EDWARD RUMMEL,
Secretary of State.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

WHEREAS the great and rapidly increasing business of this State demands increased facilities for the administration of justice, particularly in the Federal Courts ; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That our Senators in Congress are instructed, and our Representatives are requested, to use all their influence to procure the passage of a law of Congress creating a new district for judicial purposes in the State of Illinois, in that part of the State, including the county of Peoria and such other counties in that vicinity as will be best accommodated in such district.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Under the order of unfinished business,

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court," together with the pending amendment thereto, offered by Mr. Sheldon,

Was taken up.

Pending the consideration of which,

On motion of Mr. Roberts,

The rules were suspended, and

Senate message containing joint resolution relating to the creating of a new district for judicial purposes in the State of Illinois,

Was taken up, and

Mr. Roberts moved that the House concur with the Senate in the adoption of said joint resolution.

Mr. Shaw submitted the following amendment :

Strike out all after the word " Illinois," where it last occurs in the resolution.

Mr. Miller of St. Clair moved that the whole subject be laid on the table ; which motion was not agreed to.

On motion of Mr. Springer,

The amendment of Mr. Shaw was laid on the table.

Mr. Humphrey moved the previous question.

And the question being, "Shall [the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Roberts, that the House concur in the adoption of said joint resolution,

It was decided in the affirmative, { Yeas.....108
Nays 28

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Barr,
Benson,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Caldwell,
Campbell,
Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Dixon,
Dodge,
Dwight,
Easley,
Easter,
Edgcomb,
Efner,
Finley,
Fiehart,
Foss,
Gallagher,

Messrs. Gillham,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hildrap,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
Knobles,
Koerner,
Latimer,
Lee,
Mayo,
McElvain,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,

Messrs. Morse,
Musssetter,
Neece,
Nelson,
North,
Pixley,
Powell,
Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Root,
Ross,
Rowley,
Sanford,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stewart,
Taylor,
Trimble,
Turner,
Waters,
Webb,
Whitney,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Burley,
Cary,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Coser,
Collins,
Davis,
Frew,

Messrs. Galbraith,
Goodell,
Hickox,
Leith,
Miller of St. Clair,
Moffit,
Pritchard,
Rodgers of Platt,
Ryan,

Messrs. Schwartz,
Shaw,
Stillwell,
Strong,
Sullivan,
Waite,
Watkins,
Williams,
Williamson.

So the House concurred in the adoption of said resolution.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements."

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships."

Senate bill, No. 112, for "An act to legalize the payment by the Governor, of certain funds belonging to the State, to the Penitentiary Commissioners."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Leave of absence was granted Mr. Galloway.

On motion of Mr. King of Cook,

The further consideration of House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court," together with the pending amendment, was postponed and made the special order for 11 o'clock A. M., Tuesday next, March 7th.

On motion of Mr. Rice of Sangamon,

At 1:05 P. M. the House adjourned to 2:30 P. M.

HALF PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

Introduction of bills being in order,

Mr. Daniels introduced

House bill, No. 437, for "An act providing for the health and safety of persons employed in coal mines, and for the collection of statistics relative to the development of the coal interests of the State."

Which was referred to the committee on mines and mining.

Mr. King of Cook introduced

House bill, No. 438, for "An act to repeal section nine of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869, and section three of an act entitled 'an act amendatory of and supplementary to 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869,' approved April 16, 1869."

Which was referred to a special committee of the members from the 96th representative district.

Mr. King of Cook introduced

House bill, No. 439, for "An act to fix and determine the times and places for holding the Supreme Court."

Which was referred to the committee on judicial department.

Mr. King of Cook introduced

House bill, No. 440, for "An act to regulate the appointment of justices of the peace in the city of Chicago."

Which was referred to the committee on judiciary.

Mr. Mayo introduced

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

Which was referred to the committee on appropriations.

Mr. Sheldon introduced

House bill, No. 442, for "An act to repeal so much of certain acts as requires counties to provide clothing for insane paupers while in the hospital."

Which was referred to the committee on state institutions.

Mr. Shelton introduced

House bill, No. 443, for "An act to regulate the term of office of supervisors and fix their compensation."

Which was referred to the committee on counties and township organization.

Mr. Sherrill introduced

House bill, No. 444, for "An act to amend an act entitled 'an act to incorporate the Joliet, Newark and Mendota Railroad Company,' approved April 1, 1869."

Which was referred to the committee on railroads.

Mr. Sherrill introduced

House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers."

Which was referred to the committee on counties and township organization.

Mr. Taylor introduced

House bill, No. 446, for "An act to amend the school law and to repeal certain amendments thereto."

Which was referred to the committee on education.

Mr. Vennum introduced

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county upon the uninclosed lands lying within the limits of another county."

Which was referred to the committee on counties and township organization.

Mr. Cofer introduced

House bill, No. 448, for "An act to provide for the changing the name of railroad stations."

Which was referred to the committee on railroads.

House bills on first reading being in order,

House bill, No. 375, for "An act appropriating money for the erection of suitable buildings for the accommodation of the inmates of the Illinois Institution for the Education of the Blind,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 312, for "An act to repeal 'an act to establish the court of common pleas in the city of Sparta, in Randolph county, Illinois,'" "

Was taken up, read a first time, and
Ordered to a second reading.

Mr. Waite moved that the rules be suspended, in order to take up House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Which motion was not agreed to.

House bill, No. 93, for "An an act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'" "

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 334, for "An act to legalize the vote in certain counties for township support of paupers,"

Was taken up, read a first time, and,
On motion of Mr. Armstrong,
Laid on the table.

Leave of absence during the afternoon session was granted to the committee on revenue.

House bill, No. 380, for "An act to authorize gas companies to extend their pipes beyond the limits of cities or towns within which they may be located,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 398, for "An act to prohibit the State officers therein named from engaging in the practice of law, or performing other duties or acts connected therewith,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 327, for "An act to protect religious meetings from disturbance,"

Was taken up, read a first time, and,
On motion of Mr. Sheldon,
The enacting clause was stricken out.

House bill, No. 237, for "An act for the removal of county seats,"

Was taken up, read a first time, and
Ordered to a second reading and 1000 copies ordered printed.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters in this State, wherein they were once accustomed to be found,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 434, for "An act to amend the law concerning township organization,"

Was taken up, read a first time, and

Ordered to a second reading and 500 copies ordered printed.

House bill, No. 436, for "An act to prescribe a rule to regulate the argument of counsel before juries in the trial of criminal causes,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 435, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 433, for "An act in regard to evidence and deposition in civil cases,"

Was taken up read a first time, and

Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 400, for "An act to incorporate associations that may be organized for the purpose of constructing railways, maintaining and operating the same; for prescribing the duties and limiting the powers of such corporations, when so organized,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 123, for "An act to provide for the enlargement and completion of public parks and the management thereof,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents and interest on the same at ten per cent. per annum from July 1, 1867,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 304, for "An act providing for changing the names of corporations,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same, for 1871 and 1872,"

Was taken up and read a second time.

Mr. Clark of Kane offered an amendment to the same, and,

On motion of Mr. Haines,

The bill and amendment were referred to the committee of the whole, and 300 copies of the same ordered printed.

House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 384, for "An act in relation to donations and subscriptions to the capital stock of railroad companies by counties, towns and cities,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Leave of absence was granted Messrs. Burley, Landrum, Wight, McConnell, Berry, Sheldon, McElvain and Burnside.

On motion of Mr. Morrill,

The rules were suspended, and,

On motion of Mr. Morrill,

It was

Resolved, That his excellency, the Governor, be and is hereby requested to inform this House of the terms and conditions of the lease or contract for this building, and all the facts relating thereto.

Mr. Springer moved that the House take up from the table his proposed amendment to rule 62; which motion was not agreed to.

On motion of Mr. Koerner,

The rules were suspended and

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"

Was taken up, read a second time, and,

On motion of Mr. Koerner,

The rules were further suspended, and the bill

Ordered to a third reading.

On motion of Mr. Burley,

At 5:30 o'clock P. M., the House adjourned.

SATURDAY, MARCH 4, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Keller.

The journal of yesterday was read.

Mr. Egan presented sundry petitions from citizens of the towns of South Chicago, Hyde Park and Lake, protesting against any legislation

on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which were

Referred to the committee on municipal affairs.

Mr. Cary presented a petition from sundry citizens of the towns of South Chicago, Hyde Park and Lake, protesting against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the representatives from the 96th district.

Mr. Sanford presented a petition from Swan Peterson and other citizens of Knoxville, protesting against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Morrison of Monroe presented a petition from sundry citizens of Monroe and St. Clair counties, praying for the passage of a law restraining domestic animals from running at large; which was

Referred to the committee on agriculture.

Mr. Clark of Kane presented a petition from the Northwestern Dairyman's Association, praying for an appropriation of \$300 for the use of said association; which was

Referred to the committee on agriculture.

Mr. Remsberg presented a petition from sundry citizens of the towns of Ohio and Dover, in Bureau county, in relation to the sale of intoxicating liquors sold within the limits of said towns; which was

Referred to the special committee on temperance.

On motion of Mr. Ralls,

The rules were suspended, and the vote was reconsidered by which Senate bill, No. 150, for "An act to enable towns and villages in this State having commons to grant and alienate the same," was ordered to a third reading, and said bill was,

On motion of Mr. Ralls,

Referred to the committee of the whole.

Mr. Goodell, from the committee on drainage, reported back House bill, No. 176, for "An act to authorize the owners or occupants of lands to construct drains and ditches for agricultural and sanitary purposes across the lands of others," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Goodell,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Hildrup, from the committee on railroads, submitted the following report:

I am instructed by the committee on railroads, to which was referred House bill, No. 283, for "An act to require State and county treasurers to deliver up bonds or coupons issued in aid of railroads, or

other corporations, which have been paid to any person or persons who may be authorized by any county, town or city to receive the same," to report back the same, with the accompanying substitute (House bill No. 449), and recommend its adoption.

The report of the committee was concurred in, and

House bill, No. 283, for "An act to require State and county treasurers to deliver up bonds or coupons issued in aid of railroads, or other corporations, which have been paid to any person or persons who may be authorized by any county, town or city to receive the same," was laid on the table; and

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroads or other corporations, which have been paid to any person or persons who may be authorized by any county, town or city to receive the same," was

Ordered to a first reading.

On motion of Mr. Hildrup,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Hildrup, from the committee on railroads, submitted the following report:

I am instructed by the railroad committee, to which was referred House bill, No. 329, for "An act to aid railroads in the collection of fares," to report the same back to the House, and recommend that it do not pass.

The report of the committee was concurred in, and

Mr. Cummings moved that the enacting clause of the bill be stricken out.

Mr. Cummings moved the previous question.

The question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion to strike out the enacting clause, it was agreed to.

Mr. Jones of Marshall, from the joint committee on enrolled and engrossed bills, submitted the following:

The joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 3d day of March, 1871, was laid before the Governor for his approval, viz:

House bill, No. 48, for "An act to repeal an act entitled 'an act to change the times of electing certain officers in a county therein named.'"

Mr. Carpenter, from the committee on revenue, reported back House bill, No. 222, for "An act to repeal section 7 of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1869," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. McMillan, from the committee on claims, submitted the following report :

The committee on claims, to which was referred a petition setting forth a claim held by Chas. S. Matteson against the State, instruct me to report that they have had the same under consideration and that they recommend that the sum of \$176 be allowed to Charles S. Matteson on account of expenses incurred in the transfer of a prisoner, one Cyrus R. Bruce, from Washington county, State of New York, to the city of Peoria, in this State, in the year 1863 ; and said committee respectfully recommend that the committee on appropriations be instructed to include in any bill for general appropriations that may be presented by said committee, the above amount of \$176, in favor of Charles S. Matteson.

JOHN N. McMILLAN, *Chairman.*

The question being upon concurring in the report of the committee, Mr. Shaw moved that said report be referred to the committee on appropriations ; which motion was not agreed to.

The question recurring upon concurring in the report of the committee, it was agreed to.

Mr. Sanford, from the committee on judiciary, submitted the following report :

I am instructed by the judiciary committee to report to this House the following bill, viz :

House bill, No. 450, for "An act in regard to county courts, and to define their jurisdiction, powers and duties," and recommend its passage, and that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Caldwell, from the committee on municipal affairs, reported back House bill, No. 183, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Caldwell, from the committee on municipal affairs, reported back House bill, No. 320, for "An act to authorize the appointment of commissioners in cases where they have been named in and by an act of the Legislature," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Caldwell, from the committee on municipal affairs, reported back House bill, No. 324, for "An act to define the duties and powers of incorporated cities and towns in this State," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill

Laid on the table.

Mr. Morrison of Cook, from the committee on claims submitted the following report :

The committee on claims, to which was referred the petition of certain citizens, asking for pensions for the children of John Stilgebower, having had the same under consideration, ask leave to report as follows :

Upon inquiry, it was found that the aforesaid Stilgebower never was mustered into the U. S. service, and consequently no pension could be granted to his descendants, but in consideration of the injuries suffered by him, they ask the House to concur in the following resolution :

Resolved by the House of Representatives, the Senate concurring herein, That the children of the said John Stilgebower be admitted into the Soldiers' Orphans' Home of the State of Illinois.

The report of the committee was concurred in, and the resolution adopted.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. McMillan, from the committee on claims, submitted the following report :

The committee on claims, to which was referred House bill, No. 191, for "An act for the relief of Henry Head," instruct me to report that they have had the same under consideration, and find the facts to be as follows: That in the year 1861 a contract was made by the State with Henry Head, of Quincy, Illinois, for the furnishing of equipments to the State ; that the amount of said contract was \$39,282 27 ; that Head was, by the terms of the contract, to be paid in cash on the completion of the contract ; that the contract was completed some time in March, 1862, and thereupon warrants to the amount of \$39,282 27 were issued to him ; that there being no funds in the State treasury at the time, Head was compelled, on account of the large indebtedness he had incurred in executing his contract, to discount these warrants for cash ; that he sustained a loss of ten per cent. upon the whole amount of his warrants, amounting to the sum of \$3,928 22 ; that no claim was properly presented to the State for reimbursement of the amount of said loss until the session of the General Assembly of 1869, and that owing to the press of business, said claim was not then allowed ; that as said Head could not have presented his claim to the Legislature, which alone could order its payment, until the session of 1863, the committee submit he should be allowed interest for the period of one year for that cause, and that as application was made in 1869, and the claim was not ordered to be paid, said Head ought to be allowed interest from that time until the present, being about two years. The committee, therefore, recommend that there be allowed said Head the amount of discount by him sustained, \$3,928 22 ; and three years interest at 6 per cent. per annum, \$707 07. Total amount to be allowed, \$4,635 29. And they further recommend that the committee on appropriations be instructed to include the above amount in any general appropriation bill they shall report to this House. And they further recommend that House bill No. 191 do not pass.

JOHN N. McMILLAN,
Chairman.

The question being upon concurring in the report of the committee, Mr. Hickox moved that the report be laid on the table, and 500 copies of the same ordered printed.

Mr. King of Cook called for a division of the question.

The question being upon laying the report on the table, it was agreed to.

And the question being upon ordering 500 copies of the report printed, it was not agreed to.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 332, for "An act to provide a general system for the election of directors or managers of incorporated companies," having had the same under consideration, have authorized me to report back said bill, with a substitute therefor, and your committee recommend that the substitute do pass.

The report of the committee was concurred in, and the bill, as amended by the substitute,

Ordered to a first reading.

On motion of Mr. Price,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Morrill, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 291, for "An act to extend the powers of religious societies," have had the same under consideration, and now beg leave to report the same back, and would respectfully ask to be discharged from further consideration thereof.

The report of the committee was accepted, and the bill

Ordered to a first reading.

On motion of Mr. Haines,

The rules were suspended, and

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government heretofore unprovided for,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Lee gave notice that he entered a motion to reconsider the vote by which House bill, No. 329, for "An act to aid railroad companies in the collection of fare," was laid on the table.

Mr. Venum, from the select committee appointed to ascertain the amount of loss sustained by the State in consequence of the recent fire, submitted the following report:

To the Honorable the House of Representatives:

The select committee, appointed under the resolution of the General Assembly, to ascertain the amount of loss sustained by the State in

consequence of the recent fire, which consumed the building occupied by the public binder, and to report how many, if any, of the documents destroyed require re-printing, beg leave to submit the following report :

Your committee have satisfied themselves, from the evidence presented, that the following reports had been printed, and were in the hands of the public binder, when the fire occurred:

| | |
|---|-------|
| Report of State Entomologist | 5,000 |
| “ “ Canal Trustees | 3,000 |
| “ “ Industrial University | 500 |
| “ “ Canal Commissioners | 2,500 |
| “ “ Board of Public Charities. | 2,500 |
| “ “ Superintendent Public Instruction | 2,200 |
| “ “ Auditor of Public Accounts | 9,000 |

In addition to the above, it appears that 2,000 copies of each of the following reports, designed for the bound volumes of the reports to the General Assembly, now authorized by law to be printed, were also in the hands of the binder, and likewise destroyed :

| | |
|--|-------|
| Industrial University Report | 2,000 |
| State Board of Equalization | 2,000 |
| Board of Public Charities | 2,000 |
| Superintendent of Public Instruction | 2,000 |
| Auditor's Reports | 2,000 |
| Treasurer's Report | 2,000 |
| Secretary of State | 2,000 |
| Feeble-minded Children | 2,000 |
| Canal Commissioners | 2,000 |
| Blind Asylum | 2,000 |
| Governor's Message | 2,000 |
| Insane Asylum | 2,000 |
| Soldiers' Orphans' Home | 2,000 |
| Northern Insane Asylum | 2,000 |
| State Agent of War Claims | 2,000 |
| State House Commissioners | 2,000 |
| Southern Normal School | 2,000 |
| Adjutant General's Report | 2,000 |
| State Reform School | 2,000 |
| Penitentiary Commissioners | 2,000 |
| Illinois and Michigan Canal | 2,000 |
| State Entomologist | 2,000 |

Your committee would respectfully recommend the reprinting of the following reports:

Two thousand two hundred copies of the report of the Superintendent of Public Instruction, at an estimated cost (exclusive of the appendix of said report, which was not printed at the time the fire occurred) of \$320 98.

Two thousand five hundred copies of the report of the Commissioners of Public Charities, the cost of which will be \$782 41.

Three thousand copies of the report of the Trustees of the Illinois and Michigan Canal—the cost of which will be \$428 89.

Nine thousand copies of the Auditor's report—the cost of which will be \$3,027 42.

Five thousand copies of the report of the State Entomologist—the cost of which your committee could not definitely ascertain.

If the General Assembly shall decide to reprint the two thousand copies of all the reports to the General Assembly, to be bound in three volumes, for distribution under the present law, your committee estimate an additional expense for reprinting the same, of about \$4,000.

All of which is respectfully submitted.

W. P. PIERCE,
J. M. HUNTER,
Committee on part of the Senate.

THOMAS VENNUM,
JOHN HUMPHREY,
M. M. MORRILL,
Committee on part of the House.

The report was laid on the table.

Mr. Williams, from the select committee on temperance, submitted the following report:

Your committee, to which was referred House bill, No. 226, entitled "An act to amend section 17 of the Revised Statutes of 1845, entitled 'Licenses,' " beg leave to report the same back, and recommend that it do not pass.

The report of the committee was concurred in, and the bill
Laid on the table.

Introduction of bills being in order,
On motion of Mr. Haines,
The call of the roll was dispensed with.

Mr. Root introduced
House bill, No. 451, for "An act to enforce police regulation on railroad trains."

On motion of Mr. Root,
The rules were suspended, the bill read a first time, and
Referred to the committee on railroads.

Mr. Barnes introduced
House bill, No. 452, for an act to enable associations of persons to raise funds to be loaned among their members for building homesteads, and for other purposes, to become a body corporate."

On motion of Mr. Barnes,
The rules were suspended, the bill read a first time, and
Referred to the committee on corporations.

Mr. Cummings introduced
House bill, No. 453, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29, 1869."

Which was referred to the committee on counties and township organization.

Mr. Morray introduced
House bill, No. 454, for "An act to define the manner of selecting jurors for the several courts of this State."

Which was referred to the committee on judiciary.

Mr. Lee introduced

House bill, No. 455, for "An act fixing the compensation of witnesses in criminal cases in the circuit courts of this State."

On motion of Mr. Lee,
The rules were suspended, the bill read a first time, and
Referred to the committee on judiciary.

On motion of Mr. Ross,
The rules were suspended, and
Mr. Ross submitted the following, which was adopted:

WHEREAS there are now in the employ of the House of Representatives one principal and three assistant Enrolling and Engrossing Clerks, a greater number than now seems necessary to perform all the duties pertaining to said office; therefore, be it

Resolved by the House of Representatives, That the committee on contingent expenses is hereby instructed to consider the expediency of reducing the number of said Enrolling and Engrossing Clerks, and report to the House as soon as possible.

Leave of absence was granted Messrs. Rodgers of Madison, Casey of Jefferson, Derrickson, Waite and Richardson.

Mr. Shelton, at 12:20 P. M., moved that the House do now adjourn; which

Was decided in the affirmative, { Yeas..... 58
Nays..... 42

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Ayres,
Barnes,
Boyd,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Clark of Kane,
Cloud of Macoupin,
Cummings,
Cunningham,
Daniels,
Efner,
Finley,
Galbraith,
Gallagher,
Gillham,
Haines,
Hay,

Messrs. Heafield,
Herdman,
Hildrup,
Hinchcliff,
Hundley,
Hunter,
King of Cook,
Manley,
Mayo,
McEwen,
McMillan,
Moffit,
Murray,
Morrill,
Mussetter,
Nelson,
North,
Olson,
Pixley,

Messrs. Powell,
Pritchard,
Remsburg,
Rice of Sangamon,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Stewart,
Stillwell,
Sullivan,
Townsend,
Waters,
Williams.

Those voting in the negative are,

Messrs. Brayton,
Briscoe,
Brooks,
Caldwell,
Campbell,
Chandler,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Curtiss,
Fleaharty,
Gass,

Messrs. Goodell,
Hickox,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kenny,
Leith,
McElwee,
McMasters,
Miller of Kane,
Miller of Madison,
Morris,
Morrison of Cook,

Messrs. Morrison of Monroe,
Morse,
Phillips,
Ralla,
Rice of Peoria,
Rich,
Roe,
Ross,
Smith of Ogle,
Springer,
Trimble,
Vennum,
Webb,
Williamson.

So the House adjourned.

MONDAY, MARCH 6, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The journal of Saturday was read.

Mr. Egan presented a petition from citizens of South Chicago, Hyde Park and Lake, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Price presented a petition from J. D. Townsend and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Burley presented a petition from citizens of South Chicago, Hyde Park and Lake, protesting any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Cummings presented a petition from citizens of South Chicago, Hyde Park and Lake, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Brayton presented a petition from citizens of South Chicago, Hyde Park and Lake, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

On motion of Mr. Turner,

The rules were suspended, and

Mr. Turner submitted the following:

WHEREAS the members of this General Assembly are looking to an early adjournment; therefore,

Resolved, That on and after Wednesday, the 8th inst., this House will consider such bills only as require immediate action, in order to meet the requirements of the new constitution.

Mr. Morrison of Monroe submitted the following substitute for said resolution:

Resolved by the House of Representatives, the Senate concurring herein, That when the two houses of this General Assembly adjourn on Thursday, the 16th day of March, inst., they stand adjourned until their regular hour of meeting, on Tuesday, the 16th day of May next; and from the said 16th of March to said 16th of May, no compensation or per diem shall be allowed to any member of the General Assembly, or any officer or employee thereof—the Doorkeeper of the House and the Sergeant-at-Arms of the Senate, who shall remain in charge respectively of the hall of the House of Representatives and of the Senate during such adjournment, excepted.

On motion of Mr. Campbell,

Said resolution and substitute were referred to a select committee of five, to be appointed by the Speaker.

Leave of absence was granted Mr. Reinhardt.

Mr. Hinchcliffe presented sundry petitions from citizens of St. Clair county, praying for the passage of a law to prevent stock from running at large; which was

Referred to the committee on agriculture.

Mr. Campbell presented a petition from citizens of South Chicago, Hyde Park and Lake, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Johnston presented a petition from sundry citizens of Rock Island county, in relation to the grading, inspecting and handling of grain in the city of Chicago; which was

Referred to the committee on inland commerce and warehouses.

Mr. McMasters presented a petition from citizens of Randolph county, asking the Legislature to pass a more stringent license law to be submitted to the people; which was

Referred to the special committee on temperance.

Mr. Cummings, from the committee on counties and township organization, reported back House bill, No. 458, for "An act to repeal 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29, 1869," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 306, for "An act to regulate the mode and manner of electing officers or managers of private corporations, and to give effect to section 3, of article IV. of the constitution," have had the same under consideration, and have instructed me to report the same back, and ask to be discharged from its further consideration.

The report of the committee was concurred in, and the bill

Laid upon the table.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes, during the late war for the suppression of the rebellion," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 361, for "An act to provide for the township support of paupers in counties that have adopted township organization," with House bill No. 456 as a substitute for said bill, with the recommendation that House bill No. 361 be laid on the table, and House bill No. 456 be ordered to a first reading.

The report of the committee was concurred in, and the bill (No. 361)

Laid upon the table, and

House bill, No. 456, for "An act to provide for the township support of paupers in counties that have adopted township organization," was

Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, submitted the following report:

Your committee on counties and township organization, to which was referred a petition from citizens of Jasper county, praying the passage of a law preventing any railroad stockholder or employee from holding any town, city or county office, etc., having had the same under consideration, would report the same back and ask to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the petition

Laid upon the table.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 443, for "An act to regulate the term of office of supervisors, and fix their compensation," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill

Laid upon the table.

Mr. McMillan, from the committee on judiciary, submitted the following report:

MR. SPEAKER: The committee to which was referred House bills No's. 84, 85 and 292, instruct me to report the same back to the House, with the recommendation that the same do not pass.

In support of this report and recommendation, the committee beg to submit their reasons as applicable to said bills, as follows:

Bill No. 84 provides that courts which are now or may be hereafter established by law in the cities or incorporated towns in this State, shall have concurrent jurisdiction with the circuit courts of this State in all cases, except in those that are brought to the cognizance of the court by indictment of grand jury. The courts so mentioned shall have a judge, to be elected from within the city or town where the court shall exist, and shall receive a salary of \$2,000 per annum, to be paid out of the State Treasury.

The city or town attorney of the city or town where the court may exist, is to be the State's attorney of such court; the clerk of the circuit court is to be the clerk of such court, and must keep an office at the city or town where the court may exist, and a deputy clerk charged with the duties of the office. The clerk is to be paid the same fees as clerks of the circuit court receive.

The sheriff of the county shall be sheriff of such court, and shall perform the duties of the office by a deputy residing within such city or town. No compensation is provided for the duties to be discharged.

The court shall appoint the master in chancery, who shall receive the same compensation that masters in circuit courts receive, performing the same duties, etc., etc. Process of such courts shall be as in the circuit courts, "may issue against a defendant if found in the city or town where the court is established in all cases," and shall run to other counties as may process of the circuit courts.

The 9th section provides that judgments and decrees of such courts shall have the same force and effect "in every respect as like orders, judgments and decrees of the circuit court, and shall be a lien on all property, real and personal, in the same manner."

These are the principal features of this bill.

This bill does not declare that such courts are thereby established, or that they shall at any future time be established; but it provides only that such courts which may hereafter be established, shall have certain powers and jurisdiction. Should the bill become a law in its present shape, further legislation would be necessary in order to the establishment of these local courts, designating in which cities and towns such courts should be established.

Section 10, article 10, of the constitution provides that county boards, except as provided in section 9 of the same article, shall fix the compensation of all county officers, etc. This compensation must be an annual salary. The bill contemplates the payment of fees to clerks of such courts. These fees should go into the county treasury, but the bill does not so provide. No compensation whatever is provided for the sheriff's services in discharging the duties incident to his office of sheriff of such court. These however are objections to the form of bill, and not to the object to be attained.

There are serious objections to the establishment of these local courts. It is submitted that the existence of these additional courts must greatly increase the burthen of government, which now weighs heavily upon the people in all parts of the State. Large and improvident subscriptions, made by the cities and towns to secure the building of railroads and to encourage other improvements, have involved almost every city and town, for the accommodation of which it may be insisted the establishment of such courts is required, in large indebtedness, insomuch that it would not be prudent to impose upon the inhabitants of such cities and towns additional pecuniary burthens. There are now in this State eight city or local courts, one at each of the following places: Alton, Mattoon, Sparta, Elgin, Aurora, El Paso, Amboy, LaSalle. As city or local courts could have been had by any of the cities and towns of the State for the mere asking, under the old system which has just passed away, it would not be expected that the cities and towns of the State are urgently demanding such increased facilities for litigation. The circuit courts are held at the county seat, and such places are generally the more important and populous. There are exceptions, and but few exceptions. These exceptions will not justify the creation of a new system of courts, which would vastly increase the expense of State as well as local government. But there

are other considerations which of themselves lead irresistably to the same conclusion. A division and scattering of the record evidences of liens and incumbrances upon real estate in different portions of the county, would tend greatly to promote litigation, would measurably destroy the feeling of security in titles, and involve those who transfer real estate in great expense and unnecessary trouble in assuring titles. It can not be seriously insisted that the necessities of those places even where such courts now exist, would justify the increased expense and inconvenience.

These, with many other considerations that might be urged with force, induce the conclusions reached.

House bill, No. 85, is liable to none of the objections urged against bill No. 84, as to its form. Bill No. 292 provides that the judge, attorney and sheriff shall be elected once in four years at the same election, which shall be the regular spring election of such city or town. No provision is made for the election of a clerk, but the judge is empowered to appoint such necessary officers of such court as are not to be elected; and all officers shall receive like compensation with officers of the circuit court, to be paid from the fees of office. There are certainly many serious and well founded objections to the electing of judges of courts of justice at the same time that other officers are elected—in the heat of party strife and contention. The power to appoint a clerk for the court is unnecessary, and dangerous patronage to place in the hands of a judge.

There is no reason for departing from the well established precedents of this State in this respect.

The same general objections may be urged to the two last named bills as have been urged to the first.

JOHN N. McMILLAN,
For Judiciary Committee.

The report of the committee was concurred in.

On motion of Mr. Barnes,

The vote was reconsidered by which the report of the committee was concurred in, and,

On motion of Mr. Dwight,

The report, together with the bills, to-wit:

House bill, No. 84, for "An act to establish a uniform organization and jurisdiction for courts of record in the cities and incorporated towns of this State,"

House bill, No. 85, for "An act to authorize the establishing of city courts in and for certain cities and incorporated towns of this State,"

House bill, No. 292, for "An act to authorize the establishing of courts of record in cities and incorporated towns having a population of not less than four thousand inhabitants, prescribing the manner of establishing and organizing such courts and defining the powers and duties of the same,"

Were referred to the committee on judicial department.

Mr. Hildrup, from the committee on railroads, submitted the following report:

The committee on railroads instruct me to report

House bill, No. 457, for "An act to prevent unreasonable and unjust discrimination and extortion in the rates of freight and passenger tariff on railroads in this State,"

And in behalf of said committee to recommend that the bill do pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Hildrup,

The rules were suspended, the bill read a first time, and

Ordered to a second reading and 1000 copies of the same ordered printed.

The Speaker announced as the committee to which was referred the resolutions relating to adjournment, Messrs. Campbell, Price, McMillan, Turner, and Morrison of Monroe.

Introduction of bills being in order,

Mr. Campbell introduced

House bill, No. 458, for "An act regulating and defining the right of dower in married women."

Which was referred to the committee on judiciary.

Mr. Campbell introduced

House bill, No. 459, for "An act for the suppression of gaming, and providing fines and penalties therefor."

On motion of Mr. Campbell,

The rules were suspended, the bill read a first time, and

Referred to the committee on judiciary.

Mr. Morrison of Monroe introduced

House bill, No. 460, for "An act providing for the construction of turnpike roads."

On motion of Mr. Morrison of Monroe,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Mr. Cavan introduced

House bill, No. 461, for "An act entitled an act to increase the jurisdiction of the county courts to the State of Illinois, and to define the mode of practice therein, and regulate appeals."

Which was referred to the committee on judiciary.

Mr. Townsend introduced

House bill, No. 462, for "An act to amend chapter thirty, of the Revised Statutes."

Which was referred to the committee on judiciary.

Mr. Townsend introduced

House bill, No. 463, for "An act to authorize cities, township, school districts and other municipal corporations to issue bonds to raise money."

Which was referred to the committee on counties and township organization.

Mr. Daniels introduced

House bill, No. 464, for "An act to provide for the quarterly statements of all banking corporations, trust companies or savings banks organized or doing business under the laws of the State of Illinois."

On motion of Mr. Daniels,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Daniels introduced

House bill, No. 465, for "An act to regulate the granting of licenses to sell intoxicating liquors in towns acting under township organization."

Which was referred to the special committee on temperance.

Mr. Miller of Kane introduced

House bill, No. 466, for "An act to fix the fees of certain township officers therein named, and to define the duties of township collectors."

Which was referred to the committee on counties and township organization.

Mr. Burley introduced

House bill, No. 467, for "An act to establish justices' courts in the city of Chicago."

Which was referred to the committee on judiciary.

House bills on first reading being in order,

House bill, No. 183, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards,"

Was taken up read a first time, and

Ordered to a second reading.

House bill, No. 222, for "An act to repeal section 7 of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1867,"

Was taken up, read a first time, and,

On motion of Mr. Olson,

Referred to the committee on insurance.

House bill, No. 291, for "An act to extend the powers of religious societies,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 320, for "An act to authorize the appointment of commissioners in cases when they have been named in and by act of the Legislature,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 368, for "An act in relation to surplus funds raised in towns and cities for bounty purposes, during the late war for the suppression of the rebellion,"

Was taken up, read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

House bill, No. 464, for "An act to provide for the quarterly statement of all banking corporations, trust companies or savings banks organized or doing business under the laws of the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Springer,

The rules were suspended, and

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State Government heretofore unprovided for,"

Was taken up, read a second time, and

Mr. Springer submitted the following amendment:

Add to section 2: "All warrants drawn on the treasury in pursuance of this act shall be upon bills of particulars, stating the amount charged for each item, and accompanied by an affidavit of the party to whom payable, stating that the account is correct, that the articles have been furnished to the State or the services actually performed, that the price charged is reasonable, and that no officer or clerk to any officer of this State is entitled to or will receive any part or percentage of said account. And all warrants shall be drawn in favor of the person or persons entitled to receive the money."

On motion of Mr. Haines,

The bill and amendment was referred to the committee on appropriations.

House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers,"

Was taken up, read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

House bill, No. 453, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 456, for "An act to provide for the township support of paupers in counties that have adopted township organization,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 450, for "An act in regard to county courts, and to define their jurisdiction, powers and duties,"

Was taken up, read a first time, and

Ordered to a second reading, and 1000 copies of the same ordered printed.

House bills on second reading being in order,

House bill, No. 312, for "An act to repeal 'an act to establish the court of common pleas in the city of Sparta, in Randolph county, Illinois,'"

Was taken up and read a second time.

On motion of Mr. Koerner,

The rules were suspended, and the bill

Ordered to a third reading, and 250 copies of the same ordered printed.

Mr. Cummings moved that Messrs. Goodell and Morse be added to the committee appointed to consider the resolutions relating to adjournment.

Mr. Root, moved to amend, so that the Speaker shall make the appointment; which motion was not agreed to.

Mr. Jones of Crawford moved that the number added shall be five in place of two; which motion was not agreed to.

The question recurring upon the motion of Mr. Cummings, it was agreed to.

House bill, No. 335, for "An act to prevent the destruction of fish in the State of Illinois, and to secure the unobstructed passage of fish in all the waters in this State, wherein they were once accustomed to be found,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 380, for "An act to authorize gas companies to extend their pipes beyond the limits of cities or towns within which they may be located,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 398, for "An act to prohibit the State officers therein named from engaging in the practice of law, or performing other duties or acts connected therewith,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 411, for "An act to prohibit the improper issue of stock, certificates of indebtedness, or bonds by any railroad corporation,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 436, for "An act to prescribe a rule to regulate the argument of counsel before juries in the trial of criminal cases,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 399, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, read a second time, and

On motion of Mr. Root,

The bill was recommitted to the committee on corporations.

House bill, No. 433, for "An act in regard to evidence and deposition in civil cases,"

Was taken up, read a second time, and,

On motion of Mr. Springer,

The consideration of the bill was postponed for one week, and 500 copies of the same ordered printed.

On motion of Mr. Lee,

At 12:30 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

House bills on second reading being in order,

House bill, No. 435, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Mr. Rice of Sangamon moved that the rules be suspended, in order for the House to go into the committee of the whole, for the consideration of bills referred to that committee; which motion was not agreed to.

Mr. Barnes, by leave, introduced

House bill, No. 467, for "An act requiring banking associations, organized under the laws of this State, to make and publish a full and accurate quarterly statement of their affairs."

On motion of Mr. Barnes,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

Senate messages and Senate bills on first reading being in order,

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Haines moved that the rules be suspended in order for the House to go into the committee of the whole for the consideration of such bills as may be unanimously agreed upon.

Mr. Phelps moved to amend the motion of Mr. Haines, so that when the House go into the committee of the whole, it be for the consideration of appropriation bills; which motion was not agreed to.

Mr. Barnes moved to amend so that the rules be suspended in order for the House to go into the committee of the whole; which motion was not agreed to.

By leave, Mr. Haines withdrew his motion.

Senate bill, No. 72, for "An act authorizing all savings banks and banking corporations to make quarterly statements,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State to the Penitentiary Commissioners,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bills on second reading being in order,

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies ordered printed.

Senate bill, No. 125, for "An act in regard to a reform school for juvenile offenders,"

Was taken up, read a second time, and,

On motion of Mr. Haines,

Referred to the committee on public buildings and grounds, and 250 copies of the same ordered printed.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to return to the House of Representatives, in which it originated, House bill, No. 43, being a bill for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,' together with his objections to the same becoming a law.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 6, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

I have the honor to return to the House of Representatives, in which it originated, a bill for "An act to repeal an act entitled 'an act to change the time of electing certain officers in a county therein named,'" without having been able to approve or sign the same.

It adds to the regret that I should, under any circumstances, feel, in being compelled by my sense of duty to withhold my approval from any bill passed by the General Assembly, to find, after a careful examination, that the law mentioned in the title of the bill under consideration is one of such doubtful constitutionality, and is so unwise and unjust in its policy, that it is difficult to avoid an expression of surprise that it ever found a place upon the statute book, and if permitted by my views of the proper construction to be given to the constitution, I would not hesitate to concur in its repeal.

It is not surprising, however, that thoughtful men should differ as to the practical interpretation of many of the provisions of the amended constitution, for the evils that had grown up under the former system were so many and so serious, and had their origin in so great a degree in loose constructions and negligent interpretations of the provisions of the constitution of 1848, that the convention of 1869-70, in its anxiety to correct existing abuses and to prevent their future recurrence, introduced into the constitution now in force many artificial and somewhat minute regulations, that are of undoubted wisdom, but properly compel far closer attention on the part of the General Assembly to the forms and details of legislation than accords with the habits of the people of the State.

By the 8th article of the constitution of 1848, a general system of local government applicable to all the counties of the State was created, but by the 6th section of the same article it was provided "that the General Assembly shall provide, by a general law, for a township organization, under which every county may organize whenever a majority of the voters of such county, at any general election, shall so determine; and whenever any county shall adopt a township organization so much of this constitution as provides for the management of the fiscal affairs of the said county by the county court may be dispensed with," etc.

After the adoption of the constitution of 1848 the General Assembly enacted laws providing for a system of township organization, as required by the 6th section of the 8th article above quoted, and the legal voters of Wayne county adopted the system, and became subject to all the provisions of the general laws in relation to township organization.

On the 28th day of February, 1867, the act entitled "An act to change the time of electing certain officers in a county therein named," which is the act that it is now proposed to repeal, received the approval of the Governor, and according to its own terms and provisions was in force from and after its passage, and if it became operative and

of force for any purpose whatever, its effect was to repeal all laws before that time in force which conflicted with its provisions, and from that time the general laws providing for township organization were operative in Wayne county only as modified by the act of February 28th, 1867.

These facts being noticed, it is now proper to call attention to the circumstance that the act under consideration merely provided that the act entitled "An act to change the time of electing certain officers in a county therein named," approved February 28th, 1867, "be and the same is hereby repealed," so that, unless it results from some constitutional principle or provision, or some general rule of law that the repeal of a repealing act revives the law repealed, the provisions of the township organization law that were abrogated by the conflicting enactments of the act of February 28th, 1867, would not, upon the approval of this bill, be revived, but there would hereafter be no operative statute under which supervisors could be elected in Wayne county.

It is believed, however, that there is no rule of the constitution or of law, that operates to revive a law repealed, upon the repeal of the repealing statute; on the contrary, it is provided by the 18th section of the 4th article of the constitution, that "no law shall be revived or amended by reference to its title only, but the law revived or the section amended shall be inserted at length in the new act," and the rule established by the statutes and judicial decisions in this State is, "no act or part of an act repealed by another act of the General Assembly shall be deemed to be revived by the repeal of the repealing act," and it follows from this view that this act, if approved, would only repeal the act of February 28th, 1867, without reviving the portions of the township organization law repealed by its provisions, and would for the time being leave the people of Wayne county without the necessary machinery of county government. It seems to me that such would be the inevitable effect of the act, and if such a result would probably follow from giving it the forms of law, prudence dictates the propriety of its reconsideration by the General Assembly.

The bill under consideration is also, in my judgment, in conflict with the 22d section of the fourth article of the constitution. By the sixth paragraph of that section, the General Assembly is forbidden to pass any special or local law for "regulating county and township affairs." That the proposed law is special and local within the intent and meaning of the constitution, it is supposed will be admitted, as it relates to a single subject, and applies to a particular county; and it does purport to regulate the affairs of Wayne county by abolishing a method of local organization that now exists by force of the act intended to be repealed. It seems, therefore, to be quite clear, whatever inconveniences the rule of the constitution may produce, that the enactment of laws like that under consideration, is forbidden both by its express language, and its obvious spirit and intention.

There is no doubt that it was the intention of the framers of the Constitution to provide that all the counties of the State, except the county of Cook, for which a special system of government was established, should be subject to one of two forms of local administration

—the system of commissioners created by the 6th section of the 10th article, or that of township organization contemplated by the 5th section; and it is competent for the General Assembly to proceed by a general law to repeal all special laws that establish separate or peculiar modes of local government for counties, and in that way produce that harmony in the organization of the counties of the State that is so desirable, and that the framers of the constitution intended to establish.

JOHN M. PALMER.

Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts,"

Was taken up, read a second time, and

Referred to the committee on judicial department.

The order of business for the consideration of bills referred to the committee of the whole, having arrived,

The House resolved itself into the committee of the whole, with Mr. Cary in the chair.

After considerable time spent in committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," and made some amendments thereto, and ask the concurrence of the House therein.

The question being upon concurring in the following amendment proposed by the committee:

Amend section 8, line four, by striking out the words "is an inhabitant of said district and—"

And insert the following after the fourth word in said line, viz:

"Has resided in this State one year, in the county ninety days, and in the election district thirty days next preceding any election therein, and is—"

It was concurred in.

The question being upon concurring in the following proposed amendment of the committee, viz:

Amend section 12 by adding the following thereto:

"The said board may, if necessary, on the day or days of the making and of the corrections of such lists, appoint clerks to assist them in the discharge of their duties required by this act; and the same oath shall be taken by such clerks as is required by law of clerks of the polls or of elections."

It was concurred in.

The question being upon concurring in the adoption of an additional section, viz:

"Sec. 16. The provisions of this act shall apply to all precincts in counties having a population of 100,000 inhabitants."

It was decided in the affirmative, { Yeas 66
Nays 52

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Braiden,
Brayton,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Efner,
Egan,

Messrs. Fleharty,
Foss,
Galbraith,
Gass,
Goodell,
Haines,
Headfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,

Messrs. Morgan,
Morris,
Morrison of Cook,
North,
Phelps,
Pixley,
Powell,
Remsberg,
Rice of Peoria,
Root,
Rowley,
Schwartz,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Waters,
Williams,
Williamson,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barrett,
Benson,
Brooks,
Carle,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Finley,
Gaines,
Gallagher,

Messrs. Gillham,
Hinchcliffe,
Hundley,
Jeffries,
Jones of Crawford,
Kenny,
Knobles,
Langston,
Lee,
Leith,
Manley,
McElwee,
Merritt,
Miller of Madison,
Morrison of Monroe,
Morse,
Nelson,

Messrs. Phillips,
Price,
Ralls,
Reise of Logan,
Rice of Sangamon,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Rosa,
Sanford,
Springer,
Stewart,
Trimble,
Turner,
Webb.

So the additional section was adopted.

Mr. Turner moved to strike out all after the first section of the bill.

Mr. Haines moved to amend the motion of Mr. Turner by striking out all after the words "Be it enacted."

Pending the consideration of which,

On motion of Mr. Townsend,

At 6:10 o'clock P. M., the House adjourned.

TUESDAY, MARCH 7, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The journal of yesterday was read.

Mr. Galloway presented a petition from Revs. Dr. Ryder, Patterson, Fowler, and others, in relation to marriage license; which was

Referred to the committee on miscellaneous subjects.

Mr. Clark of Kane, from the committee on public charities, submitted the following report:

The committee on public charities beg leave to report that they have had under consideration House bill, No. 430, for "An act in reference

to reform schools and houses of refuge established by counties and cities," and would report the same back to the House, with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Clark of Kane, from the committee on public charities, submitted the following report :

The committee on public charities beg leave to report that they have had under consideration House bill, No. 223, for "An act to amend section 4, of chapter 80, of the Revised Statutes, entitled 'Paupers,' " and would report the same back to the House, with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Clark of Kane, from the committee on public charities, reported House bill, No. 469, for "An act for the benefit of the incurably insane," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Clark of Kane,
The rules were suspended, the bill read a first time, and
Ordered to a second reading.

On motion of Mr. Haines,
The rules were suspended, and,

On motion of Mr. Haines,
House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Was taken up, and
Ordered to a third reading.

Under the order of unfinished business,
House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," together with the pending motion of Mr. Turner, and Mr. Haines' amendment to said motion, was taken up,

And the question being upon the amendment of Mr. Haines,
Mr. Turner, by leave, withdrew his motion.

And the question being upon ordering the bill engrossed for a third reading,

Mr. Haines moved that the bill be laid on the table,

Which motion was decided in the negative, { Yeas 32
Nays 116

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
Brayton,
Burley,
Caldwell,
Campbell,
Cary,
Chandler,
Clark of Kane,
Clow,
Collins,
Daniels,

Messrs. Derrickson,
Dixon,
Dodge,
Foss,
Frew,
Galloway,
Haines,
Hawes,
Humphrey,
Hunter,
King of Cook,

Messrs. Mason,
Miller of Kane,
Morgan,
Morrison of Cook,
North,
Phelps,
Powell,
Remsberg,
Short,
Waite.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Briscoe,
Brooks,
Brown of Massac,
Carle,
Carpenter,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofor,
Crouch,
Cummings,
Cunningham,
Curtiss,
Davis,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Funk,
Gaines,
Gallagher,
Galbraith,
Gass,

Messrs. Gilham,
Goodell,
Hall,
Hay,
Headfield,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
Knoles,
Koerner,
Langston,
Latimer,
Lee,
Leith,
Manley,
McElwee,
McMasters,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Murray,
Morris,
Morrison of Menree,
Morse,
Mussetter,
Neece,
Olson,
Phillips,
Pixley,
Pritchard,
Price,
Ralls,
Reinhardt,
Reise of Logan,

Messrs. Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Rosa,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Vocke,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

So the motion to lay the bill on the table did not prevail.

Mr. Curtiss moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon ordering the bill engrossed for a third reading, it was agreed to.

Introduction of bills being in order,

Mr. Dixon introduced

House bill, No. 470, for "An act to enable cities having a population of more than 30,000, to levy a tax for sewerage purposes."

Which was referred to the committee on municipal affairs.

Mr. Dixon introduced

House bill, No. 471, for "An act conveying DuPage county to Cook county."

Which was referred to the committee on counties and township organization.

Mr. Elder introduced

House bill, No. 472, for "An act to establish county courts, and provide for their jurisdiction."

Which was referred to the committee on judiciary.

Mr. Elder introduced

House bill, No. 473, for "An act to protect persons and corporations against the abuse of railroad companies in this State."

Which was referred to the committee on railroads.

Mr. Elder introduced

House bill, No. 474, for "An act to provide for the assessment and collection of a poll tax."

Which was referred to the committee on revenue.

Mr. Galloway introduced

House bill, No. 475, for "An act to amend chapter 69 of the Revised Statutes."

Which was referred to the committee on miscellaneous subjects.

Mr. Miller of St. Clair introduced

House bill, No. 476, for "An act to enable persons to prevent trespass upon inclosures."

Which was referred to the committee on agriculture.

Mr. Pritchard introduced

House bill, No. 477, for "An act providing that township trustees of schools may be paid for their services."

Which was referred to the committee on education.

Mr. Campbell introduced

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicted persons therein."

Mr. Campbell moved that the rules be suspended and the bill read a first time; which motion was not agreed to, and the bill was then

Referred to a special committee consisting of the representatives from Cook county.

Mr. Armstrong gave notice of the following proposed amendment to the rules:

Resolved, That rule No. 62 be so amended as to read:

"Nine o'clock in the morning shall be the standing hour for adjournment unless otherwise ordered."

Mr. Phillips gave notice of the following proposed amendment to the rules:

"It shall not be in order for any member who has had the floor for the discussion of a question before the House, to move to lay on the table or move the previous question, until all who wish shall have spoken on the question."

House bills on second reading being in order,

House bill, No. 183, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards,"

Was taken up, read a second time, and

Referred to a special committee consisting of the representatives from the 96th representative district.

Mr. Campbell moved that the vote just taken be reconsidered; which motion was not agreed to.

The hour having arrived for the consideration of the special order, being House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court," together with pending amendments; whereupon, said bill and amendments were taken up.

Mr. Moffit moved to amend the motion of Mr. Sheldon by striking out "\$5,000" and inserting "\$4,500."

Mr. Jones of Marshall moved that the bill, with pending amendments, be laid on the table; which motion

Was decided in the negative, { Yeas.....62
Nays88

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Casey of Shelby,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cummings,
Easley,
Edgcomb,
Efner,
Fuller,
Gaines,
Galbraith,

Messrs. Gillham,
Goodell,
Hall,
Hay,
Hickox,
Humphrey,
Hunter,
Jeffries,
Jones of Marshall,
Langston,
Leith,
Manley,
Mayo,
McKiwee,
McEwen,
McMasters,
Miller of Madison,
Moffit,
Murray,
Morris,
Morse,

Messrs. Mussetter,
North,
Olson,
Phillips,
Pixley,
Powell,
Pritchard,
Reinhardt,
Relae of Logan,
Remsberg,
Rich,
Rives,
Rodgers of Madison,
Rowley,
Schwartz,
Shelton of Warren,
Stewart,
Strong,
Townsend,
Trimble.

Those voting in the negative are,

Messrs. Armstrong,
Austin,
Barnes,
Barr,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Cavan,
Clow,
Crouch,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dwight,
Egan,
Elder,
Finley,
Fleaharty,
Foss,
Frew,

Messrs. Funk,
Galloway,
Gass,
Haines,
Hawes,
Heafield,
Hildrup,
Hinchcliffe,
Hundley,
Johnston,
Jones of Crawford
Kenny,
King of Cook,
Knoles,
Koerner,
Latimer,
Lee,
Mason,
McMillan,
Merritt,
Miller of Kane,
Miller of St. Clair,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Neece,
Phelps,
Price,
Rice of Peoria,

Messrs. Rice of Sangamon,
Richardson,
Riggs,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Turner,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker

So the motion to lay upon the table was not agreed to.

Mr. Crouch moved the previous question.

The question being, "Shall the main question be now put?" it was agreed to.

The question being upon the motion of Mr. Moffit, to amend Mr. Sheldon's motion by striking out "\$5,000" and inserting "\$4,500."

It was decided in the negative, { Yeas.....65
Nays87

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Casey of Shelby,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cummings,
Davis,
Easley,
Edgcomb,
Elder,
Fuller,
Gaines,
Galbraith,

Messrs. Gass,
Gillham,
Goodell,
Hall,
Hawes,
Hay,
Hickox,
Hunter,
Jeffries,
Jones of Marshall,
Langston,
Leith,
Manley,
Mayo,
McElwee,
McEwen,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffat,
Murray,
Morris,

Messrs. Morse,
Mussetter,
Neece,
North,
Olson,
Phillips,
Pixley,
Powell,
Reinhardt,
Reise of Logan,
Remsburg,
Rives,
Rodgers of Madison,
Rowley,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Strong,
Townsend,
Trimble.

Those voting in the negative are,

Messrs. Armstrong,
Austin,
Barnes,
Barr,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Cavan,
Clark of LaSalle,
Clow,
Crouch,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dwight,
Egan,
Finley,
Fleharty,
Foss,

Messrs. Frew,
Funk,
Galloway,
Haines,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Johnston,
Jones of Crawford,
Kenny,
King of Cook,
Knole,
Koerner,
Latimer,
Lee,
Mason,
McMillan,
Merritt,
Miller of Kane,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Phelps,
Pritchard,
Price,
Ralls,
Rice of Peoria,

Messrs. Rice of Sangamon,
Rich,
Richardson,
Riggs,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Senne,
Sherrill,
Short,
Springer,
Stewart,
Stillwell,
Sullivan,
Turner,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

So the amendment was not adopted.

The question recurring upon the motion of Mr. Sheldon, to strike out the words "six thousand" and insert "five thousand."

It was decided in the affirmative, { Yeas..... 87
Nays..... 64

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,

Messrs. Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Easley,
Edgcomb,
Elder,
Fleharty,
Fuller,
Gaines,
Galbraith,
Gallagher,

Messrs. Gass,
Gillham,
Goodell,
Hall,
Hawes,
Hay,
Hickox,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Langston,
Latimer,
Leith,

Messrs. Manley,
Mayo,
McElwee,
McEwen,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morse,
Mussetter,
Neece,

Messrs. North,
Olson,
Phillips,
Pixley,
Powell,
Pritchard,
Reinhardt,
Reise of Logan,
Remsburg,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Rowley,

Messrs. Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stewart,
Strong,
Townsend,
Trimble,
Waters,
Webb,
Williams,
Wright.

Those voting in the negative are,

Messrs. Austin,
Barnes,
Barr,
Braidon,
Brayton,
Briseoe,
Brooks,
Burley,
Caldwell,
Campbell,
Clow,
Cunningham,
Daniels,
Derrickson,
Dixon,
Dwight,
Efner,
Egan,
Finley,
Foss,
Frew,
Funk,

Messrs. Galloway,
Haines,
Headfield,
Hildrup,
Hinchcliff,
Hundley,
Jones of Crawford,
Kenny,
King of Cook,
Knobles,
Koerner,
Lee,
Mason,
McMillan,
Merritt,
Miller of Kane,
Morrison of Cook,
Morrison of Monroe,
Phelps,
Price,
Ralls,

Messrs. Rice of Peoria,
Rice of Sangamon,
Richardson,
Riggs,
Roberts,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Short,
Springer,
Stillwell,
Sullivan,
Turner,
Waite,
Watkins,
Whitney,
Williamson,
Mr. Speaker.

So the amendment was adopted.

The question being upon ordering the bill engrossed for a third reading, it was agreed to.

Mr. Haines moved that the vote be reconsidered by which the bill was ordered engrossed for a third reading.

Mr. Campbell, at 12:55 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Neece moved that the motion of Mr. Haines be laid on the table; which

Was decided in the affirmative, { Yeas..... 92
Nays..... 51

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cummings,

Messrs. Cunningham,
Curtiss,
Davis,
Easley,
Edgcomb,
Efner,
Elder,
Fleharty,
Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Gasa,
Gillham,
Goodell,
Hall,
Hawes,
Hay,
Humphrey,
Hunter,
Jeffries,

Messrs. Johnston,
Jones of Crawford,
Jones of Marshall,
Langston,
Latimer,
Leith,
Manley,
Mayo,
McEwen,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffit,
Murray,
Morris,
Morse,
Mussetter,
Neece,
North,
Olson,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Sangamon,
Rich,
Hives,

Messrs. Rodgers of Madison,
Rodgers of Platt,
Root,
Rowley,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Stewart,

Messrs. Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Waters,
Webb,
Williams.

Those voting in the negative are,

Messrs. Armstrong,
Barnes,
Barr,
Brayton,
Briscoe,
Brooks,
Burley,
Caldwell,
Campbell,
Clow,
Daniels,
Derrickson,
Dixon,
Dwight,
Egan,
Foss,
Frew,

Messrs. Galloway,
Haines,
Heasfield,
Hildrup,
Hinchcliff,
Hundley,
King of Cook,
Knobs,
Lee,
Mason,
McMillan,
Merritt,
Miller of Kane,
Morrison of Cook,
Morrison of Monroe,
Price,
Ralls,

Messrs. Rice of Peoria,
Richardson,
Riggs,
Roberts,
Roe,
Roessler,
Ross,
Ryan,
Sanford,
Senne,
Short,
Springer,
Stillwell,
Walta,
Whitney,
Williamson,
Mr. Speaker.

So the motion to reconsider was laid on the table.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

Senate bill, No. 174, for "An act to fix the time and places of holding the Supreme Court."

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts."

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Springer,

At 1:05 P. M. the House adjourned to 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

Leave of absence was granted Messrs. Vocke and Taylor.

On motion of Mr. King of Cook,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up, read a first time, and

Ordered to a second reading.

By leave,

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up from the committee of the whole.

And the question being upon concurring in the following amendment—No. 1:

In line 4, strike out "three" and insert "four,"

It was decided in the affirmative, { Yeas..... 96
Nays..... 25

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Armstrong,
Ayres,
Barnes,
Berry,
Boyd,
Brayton,
Briscoe,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Derrickson,
Dixon,
Easley,
Fleharty,
Foss,
Fuller,
Funk.**

**Messrs. Galbraith,
Gallagher,
Gass,
Gillham,
Galloway,
Haines,
Hawes,
Heafield,
Hildrup,
Hinchcliffe,
Hunter,
Johnston,
Jones of Crawford,
King of Cook,
Knoles,
Koerner,
Langston,
Latimer,
Lee,
Manley,
McMasters,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Musssetter,
Naece,
North,
Olson.**

**Messrs. Phelps,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Rensberg,
Rice of Peoria,
Richardson,
Rives,
Rodgers of Platt,
Roe,
Root,
Ross,
Rowley,
Schwartz,
Senne,
Sheldon of Champaign.
Shelton of Warren,
Sherrill,
Short,
Sullivan,
Townsend,
Turner,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.**

Those voting in the negative are,

**Messrs. Carle,
Chandler,
Efner,
Elder,
Finley,
Gaines,
Hickox,
Hundley,
Jeffries,**

**Messrs. Kelly,
Kenny,
Morse,
Phillips,
Rich,
Riggs,
Roberts,
Roessler.**

**Messrs. Ryan,
Sanford,
Smith of Ogle,
Stewart,
Stillwell,
Strong,
Trimble,
Webb.**

So the amendment was adopted.

**The question being upon the adoption of the following amendment—
No. 2:**

In line 5, strike out "one" and insert "four," and add "s" to janitor.

It was agreed to.

The question being upon the adoption of the following amendment—

No. 3:

In line 8, strike out "four" and insert "five."

Mr. Gass submitted the following amendment to the amendment:

In line 8, strike out the words "for the time actually employed."

Which motion was not agreed to.

The question recurring upon the amendment to strike out "four" and insert "five" in line of eight,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas | 52 |
| | | Nays | 79 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cloud of Morgan,
Clow,
Curtiss,
Daniels,
Derrickson,
Dixon,
Fleharty,
Foss,
Fuller,
Funk,

Messrs. Haines,
Hawes,
Heasfield,
Hildrup,
Hinchcliffe,
Humphrey,
King of Cook,
Knoles,
Koerner,
Latimer,
McMillan,
Merritt,
Morgan,
Morrison of Cook,
Phelps,
Pritchard,
Price,

Messrs. Rensberg,
Rives,
Roe,
Root,
Ryan,
Senne,
Shelton of Warren,
Sherrill,
Short,
Sullivan,
Townsend,
Watkins,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Briscoe,
Carle,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cofer,
Collins,
Crouch,
Cummings,
Dwight,
Easley,
Edgcomb,
Efner,
Elder,
Finley,
Gaines,
Galbraith,

Messrs. Gallagher,
Gass,
Gillham,
Galloway,
Goodall,
Hall,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
Landrum,
Langston,
Leith,
Manley,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Olson,

Messrs. Phillips,
Pixley,
Powell,
Reinhardt,
Reise of Logan,
Rich,
Richardson,
Riggs,
Roberts,
Rodgers of Madison,
Rodgers of Piatt,
Roessler,
Rosa,
Rowley,
Sanford,
Schwartz,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Trimble,
Turner,
Waters,
Webb.

So the amendment was not adopted.

The question being upon the adoption of the following amendment—
No. 4:

In line 9, add "and one janitor of committee rooms of the House, each."

It was agreed to.

The question being upon the adoption of the following amendment—
No. 5:

In line 9, strike out "two dollars and a half" and insert "four dollars."

It was not agreed to.

The question being upon the adoption of the following amendment—
No. 6:

In line 9, after the word "closets" insert "of the Senate and one of the House."

Which was agreed to.

The question being upon the adoption of the following amendment—
No. 7:

In line 9, strike out "three" and insert "four."

It was not agreed to.

The question being upon the adoption of the following amendment—
No. 8 :

In line 11, add “one night watchman for House post office, four dollars per day ; one House messenger, four dollars per day ; and one fireman for the House, four dollars per day.”

It was agreed to.

The question being upon the adoption of the following amendment—
No. 9 :

Strike out “twelve” in seventh line, and insert “fourteen.”

It was agreed to.

Mr. Haines submitted the following amendment :

In line 6, strike out “twelve” and insert “fourteen,” and after the word “House” add “including Arthur Cole and Elliott Drummond.”

Mr. Turner moved the previous question.

And the question being, “ Shall the main question be now put ?”
it was agreed to.

The question recurring upon the amendment offered by Mr. Haines,

It was decided in the affirmative, { Yeas 88
 { Nays..... 38

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--------------------|--------------------|---------------------|
| Messrs. Armstrong, | Messrs. Galloway, | Messrs. Pixley, |
| Ayres, | Haines, | Powell, |
| Barnes, | Hawes, | Pritchard, |
| Barrett, | Hay, | Rensberg, |
| Boyd, | Headfield, | Rich, |
| Brooks, | Hildrup, | Richardson, |
| Brown of Massac, | Humphrey, | Rives, |
| Burley, | Hundley, | Rodgers of Madison, |
| Caldwell, | Hunter, | Rodgers of Platt, |
| Campbell, | Johnston, | Roe, |
| Cary, | Jones of Crawford, | Root, |
| Chandler, | Kelley, | Ross, |
| Clark of Kane, | Kenny, | Ryan, |
| Cloud of Macoupin, | King of Cook, | Sanford, |
| Cloud of Morgan, | Knoles, | Senne, |
| Clow, | Koerner, | Shelton of Warren, |
| Collins, | Langston, | Sherrill, |
| Cummings, | Lee, | Short, |
| Curtiss, | McMillan, | Smith of Ogle, |
| Daniels, | Merritt, | Springer, |
| Derrickson, | Miller of Kane, | Sullivan, |
| Dixon, | Morgan, | Townsend, |
| Dwight, | Murray, | Turner, |
| Elder, | Morris, | Waite, |
| Finley, | Morrison of Cook, | Waters, |
| Fleaharty, | North, | Watkins, |
| Foss, | Olson, | Whitney, |
| Funk, | Phelps, | Williamson, |
| Galbraith, | Phillips, | Wright. |
| Gallagher, | | |

Those voting in the negative are,

| | | |
|-------------------|----------------------|--------------------|
| Messrs. Allen, | Messrs. Hall, | Messrs. Mussetter, |
| Benson, | Hickox, | Neece, |
| Braiden, | Hinchcliffe, | Reise of Logan, |
| Cavan, | Jeffries, | Rice of Sangamon, |
| Clark of LaSalle, | Landrum, | Riggs, |
| Cofer, | Latimer, | Roberts, |
| Crouch, | Leith, | Roessler, |
| Cunningham, | McMasters, | Rowley, |
| Efner, | Miller of Madison, | Stillwell, |
| Fuller, | Miller of St. Clair, | Strong, |
| Gaines, | Moffit, | Trimble, |
| Gass, | Morrison of Monroe, | Webb. |
| Goodell, | Morse, | |

So the amendment was adopted.

Mr. Neece submitted the following amendment :

In line 6, strike out the word "fourteen" and insert "fifteen."
Which was agreed to.

Mr. Knoles submitted the following amendment :

In line 6, strike out "two" and insert "three."

Mr. Edgcomb submitted the following amendment to the amendment :

In line 6, after word "each," strike out "two," and insert words "two and one half."

On motion of Mr. Rice of Sangamon,

The proposed amendment and amendment to amendment were laid on the table.

On motion of Mr. Springer,

The motion by which the fifth amendment was agreed to, was reconsidered, and,

On motion of Mr. Springer,

Said amendment was agreed to, as follows :

In line nine strike out "two dollars and a half," and insert "four dollars."

Mr. Cavan moved that the vote by which the seventh amendment was not agreed to, be reconsidered ; which motion was not agreed to.

Mr. Barnes submitted the following amendment :

Amend 8th line, after the word "employed," by adding the word "at the rate of four dollars for ten hours' work, but such clerk shall not be employed as correspondent for any newspaper."

Mr. Dixon moved to lay the amendment of Mr. Barnes upon the table ; which

| | | |
|---------------------------------|-------------|----|
| Was decided in the affirmative, | { Yeas..... | 70 |
| | { Nays..... | 61 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Bralden,
Brayton,
Brown of Massac,
Burley,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Daniels,
Davis,
Derrickson,
Dixon,
Efner,
Fleharty,
Foss,
Frew,
Funk,

Messrs. Galloway,
Gass,
Goodell,
Haines,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Knoles,
Koerner,
Mason,
McEwen,
McMillan,
Miller of Kane,
Moffit,
Morris,
Morrison of Cook,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Remsburg,
Roe,
Root,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Waite,
Watkins,
Whitney,
Williamson.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Briscoe,
Brooks,
Caldwell,
Carle,
Casey of Shelby,
Cavan,
Cloud of Morgan,
Cofer,
Crouch,
Cummings,
Cunningham,
Curtiss,
Dwight,
Easley,
Edgcomb,

Messrs. Elder,
Finley,
Fuller,
Gaines,
Gallagher,
Gillham,
Hall,
Hinchcliffe,
Jeffries,
Jones of Crawford,
Kenny,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
McElvain,
Merritt,
Miller of Madison,

Messrs. Morgan,
Morrison of Monroe,
Morse,
North,
Olson,
Ralls,
Reise of Logan,
Rice of Peoria,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Ross,
Rowley,
Springer,
Trimble,
Turner,
Webb.

So the amendment was laid on the table.

Mr. Phillips moved a consideration of the vote just taken.

On motion of Mr. Morrison of Cook,

The motion to reconsider was laid on the table.

The question being upon ordering the bill to a third reading,

Mr. Cary moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

Mr. Goodell, at 4:45 P.M., moved that the House do now adjourn; which motion was not agreed to.

The question recurring upon ordering the bill to a third reading, it was agreed to.

On motion of Mr. Springer,

Two hundred and fifty copies of the bill, as amended, were ordered to be printed.

Mr. Riggs, by leave, introduced

House bill, No. 479, for "An act providing for the formation of corporations for charitable, educational, literary, musical, social, monumental and gymnastic purposes; for maintaining cemeteries; for the promotion of science and art; for advancing the interests of temperance, and for the suppression of fires."

Which was referred to the committee on corporations.

By leave,

Mr. Hildrup, from the committee on railroads, submitted the following report:

I am instructed by the committee on railroads to report to the House the following bill, to-wit:

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State," and recommend its passage.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Hildrup,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 1000 copies of the same ordered printed.

On motion of Mr. Waite,
The rules were suspended, and
House bill, No. 371, for "An act to enable counties, cities, townships, school districts and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

Was taken out of the committee of the whole, and,
On motion of Mr. Cummings,
The bill was made the special order for 11 o'clock A.M. to-morrow, March 8th.

On motion of Mr. Sanford,
House bill, No. 259, for "An act to regulate the publication of the reports of the Supreme Court," together with the substitute offered by Mr. Merritt, was made the special order for 2:30 o'clock P. M. to-morrow, March 8th.

Mr. Armstrong, by leave, moved that the Governor's message, containing the veto of House bill No. 43, be taken up and ordered printed; which motion was agreed to.

Mr. Riggs, at 5:05 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

Leave of absence was granted Mr. McElwee.

In pursuance of a notice previously entered upon the journal,
Mr. Lee moved the reconsideration of the vote by which the enacting clause of House bill, No. 329, for "An act to aid railroads in the collection of fare," was stricken out; which motion was agreed to.

On motion of Mr. Lee,
The bill was referred to the committee on railroads.

On motion of Mr. Galloway,
The House resolved to go into the committee of the whole, at 11:30 o'clock A. M. to-morrow, March 8th, for the consideration of House bill, No. 295, for "An act to fill vacancies in the board of canal commissioners, and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

On motion of Mr. Barnes,
The rules were suspended, and,
On motion of Mr. Barnes,

The following preamble and resolution was adopted:

WHEREAS it has been charged, upon the floor of this House, that persons allowed the liberty of the floor of the House have improperly used that liberty,

Resolved, That a special committee of five be raised to investigate and report to this House in regard to those charges.

On motion of Mr. Gboddell,
At 5:20 o'clock P. M., the House adjourned.

WEDNESDAY, MARCH 8, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Brentz.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Cummings,

The further reading of the same was dispensed with.

Mr. Cummings presented a petition from Thos. Foster and others, protesting against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th district.

Mr. Rives presented a petition from R. B. Kaufman and others, citizens of Edgar county, remonstrating against the passage of any law regulating the practice of dentistry and medicine; which was

Referred to the committee on miscellaneous subjects.

Mr. King of Cook presented sundry petitions from H. B. Cone and others, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Gillham presented a petition from J. H. Hurd and others, protesting against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Curtiss presented a petition from citizens of McHenry county, in relation to the school law; which was

Referred to the committee on education.

Mr. Brown of Massac presented a petition of Dr. E. Housingar and 98 other citizens of West Chicago, in relation to the West Park Commissioners; which was

Referred to the members from the 95th representative district.

Mr. Sheldon presented a petition from Wm. Willson and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Barr presented a petition from L. Walker, remonstrating against the adoption of Walton's system of title abstracts; which was

Referred to the committee on judiciary.

Mr. Roe, from the committee on state institutions, submitted the following report:

The committee on state institutions, to which was referred House bill, No. 401, for "An act appropriating money for insuring the Illinois Institution for the Education of the Blind, and for repairs of the same," have instructed me to report the bill back and ask its reference to the committee on appropriations, with the recommendation that they embody its provisions in the bill making appropriations for the said institution, which is now in their hands.

The report of the committee was concurred in, and the bill Referred to the committee on appropriations.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that the following bills have been correctly engrossed, to-wit:

House bill, No. 218, for "An act to provide for and fix the salaries of the Judges of the Supreme Court."

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

On motion of Mr. King of Cook,
The rules were suspended, and
House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court,"
Was taken up, and read a third time.
And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas 128
Nays 9

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Adams, Allen, Armstrong, Barr, Benson, Berry, Boyd, Bralden, Brayton, Briscoe, Brooks, Brown of Massac, Burley, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Shelby, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Crouch, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dwight, Easley, Egan, Elder, Finley, Fleaharty, Foss, Funk, Galbraith, Gallagher, Galloway, Gass, | Messrs. Gillham, Goodell, Hall, Haines, Hawes, Hay, Hickox, Hinchcliffe, Humphrey, Hunter, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, Kenny, King of Cook, Koerner, Landrum, Langston, Latimer, Lee, Massenberg, Mason, Mayo, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Cook, Morrison of Monroe, Musssetter, Neece, North, Olson, Phelps, Pixley, Powell, Pritchard, | Messrs. Price, Ralls, Reese, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Riggs, Roberts, Rodgers of Madison, Roe, Roessler, Root, Rowley, Ryan, Sanford, Schwartz, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Stewart, Stillwell, Strong, Sullivan, Trimble, Turner, Watte, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wright, Mr. Speaker, |
|--|--|---|

Those voting in the negative are,

Messrs. Ayres,
Cofer,
Cummings,

Messrs. Gaines,
Leith,
Manley,

Messrs. McElvain,
Phillips,
Rives,

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Haines,
The rules were suspended, and
House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being " Shall this bill pass ?"

It was decided in the affirmative,

{ Yeas144
Nays 8

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barrett,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Gaines,

Messrs. Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawas,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Jeffries,
Johnston,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
Knoles,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
Mayo,
McElvain,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Neece,
North,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Trimble,
Turner,
Waite,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Mr. Benson,

Mr. Burnside,

Mr. Jones of Crawford.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Richardson,
The rules were suspended and,

On motion of Mr. Richardson,

The House resolved itself into the committee of the whole, for the consideration of Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the twenty-fourth section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," with Mr. Root in the chair.

After some time spent in the committee of the whole,

Mr. Root, from the committee of the whole, reported that they had had under consideration Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto," and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

On motion of Mr. Turner,

The rules were suspended, and the bill was read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas.....133
 { Nays..... 2

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Crouch,
Cummings,
Cunningham,
Ourties,
Davis,
Derrickson,
Dixon,
Dwight,
Ehner,
Elder,

Messrs. Fleharty,
Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hay,
Heafield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Knoles,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
Mayo,
McElvain,
McMasters,

Messrs. McMillan,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Mussetter,
Neece,
North,
Phelps,
Phillips,
Pixley,
Pritchard,
Price,
Reese,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Sherrill,

Those voting in the affirmative are,

Messrs. Ayres,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cloud of Morgan,
Clow,
Curtiss,
Daniels,
Derrickson,
Dixon,
Fleaharty,
Foss,
Fuller,
Funk,

Messrs. Haines,
Hawes,
Headfield,
Hildrap,
Hinchcliffe,
Humphrey,
King of Cook,
Knoles,
Koerner,
Latimer,
McMillan,
Merritt,
Morgan,
Morrison of Cook,
Phelps,
Pritchard,
Price,

Messrs. Remsberg,
Rives,
Roe,
Root,
Ryan,
Senne,
Shelton of Warren,
Sherrill,
Short,
Sullivan,
Townsend,
Watkins,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Braiden,
Briscoe,
Carle,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cofer,
Collins,
Crouch,
Cummings,
Dwight,
Easley,
Edgcomb,
Efner,
Elder,
Finley,
Gaines,
Galbraith,

Messrs. Gallagher,
Gass,
Gillham,
Galloway,
Goodell,
Hall,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
Landrum,
Langston,
Leith,
Manley,
McMasters,
Miller of Madison,
Miller of St. Clair,
Meffit,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Olson,

Messrs. Phillips,
Pixley,
Powell,
Reinhardt,
Reise of Logan,
Rich,
Richardson,
Riggs,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roesaler,
Rosa,
Rowley,
Sanford,
Schwartz,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Trimble,
Turner,
Waters,
Webb.

So the amendment was not adopted.

The question being upon the adoption of the following amendment—
No. 4:

In line 9, add "and one janitor of committee rooms of the House, each."

It was agreed to.

The question being upon the adoption of the following amendment—
No. 5:

In line 9, strike out "two dollars and a half" and insert "four dollars."

It was not agreed to.

The question being upon the adoption of the following amendment—
No. 6:

In line 9, after the word "closets" insert "of the Senate and one of the House."

Which was agreed to.

The question being upon the adoption of the following amendment—
No. 7:

In line 9, strike out "three" and insert "four."

It was not agreed to.

**The question being upon the adoption of the following amendment—
No. 8:**

In line 11, add "one night watchman for House post office, four dollars per day; one House messenger, four dollars per day; and one fireman for the House, four dollars per day."

It was agreed to.

The question being upon the adoption of the following amendment—
No. 9:

Strike out "twelve" in seventh line, and insert "fourteen."

It was agreed to.

Mr. Haines submitted the following amendment:

In line 6, strike out "twelve" and insert "fourteen," and after the word "House" add "including Arthur Cole and Elliott Drummond."

Mr. Turner moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question recurring upon the amendment offered by Mr. Haines,

It was decided in the affirmative, { Yeas 88
Nays 38

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Armstrong,
Ayres,
Barner,
Barrett,
Boyd,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Cary,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cummings,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dwight,
Elder,
Finley,
Fleharty,
Foss,
Funk,
Galbraith,
Gallagher,**

**Messrs. Galloway,
Haines,
Hawes,
Hay,
Headfield,
Hildrup,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
Knoles,
Koerner,
Langston,
Lee,
McMillan,
Merritt,
Miller of Kane,
Morgan,
Murray,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,
Phillips,**

**Messrs. Pixley,
Powell,
Pritchard,
Remsberg,
Rich,
Richardson,
Rives,
Rodgers of Madison,
Rodgers of Piatt,
Roe,
Root,
Ross,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Sullivan,
Townsend,
Turner,
Walte,
Waters,
Watkins,
Whitney,
Williamson,
Wright.**

Those voting in the negative are,

**Messrs. Allen,
Beeson,
Braiden,
Cavan,
Clark of LaSalle,
Cofer,
Crouch.
Cunningham,
Efner,
Fuller,
Gaines,
Gass,
Goodell.**

**Messrs. Hall,
Hickox,
Hinchcliffe,
Jeffries,
Landrum,
Latimer,
Leith,
McMasters,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrison of Monroe,
Morae,**

**Messrs. Mussetter,
Neece,
Reise of Logan,
Rice of Sangamon,
Riggs,
Roberts,
Roessler,
Rowley,
Stillwell,
Strong,
Trimble,
Webb.**

So the amendment was adopted.

to transmit herewith, to be laid before the House of Representatives, a detailed statement of the money expended on account of the penitentiary, from July 1, 1867, to December 1, 1870, which, with the information contained in the reports now in the hands of the penitentiary committee of the House, comprises all the information called for in the resolution of January 27, 1871.

JOHN M. PALMER.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:—

Senate bill, No. 79, for "An act concerning dogs,"

Senate bill, No. 59, for "An act to transfer the State Debt Fund and Interest Fund to the Revenue Fund."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

By leave,

Mr. Armstrong introduced

House bill, No. 481, for "An act to settle and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

Which was referred to the committee on canal and river improvements.

Mr. Campbell, from the committee consisting of the representatives from Cook county, reported back House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill Ordered to a first reading.

By leave,

Mr. Turner introduced

House bill, 482, for "An act relating to sales under powers."

Which was referred to the committee on judiciary.

Mr. Williams introduced

House bill, No. 488, for "An act to provide for the erection and maintenance of bridges by two or more towns."

On motion of Mr. Williams,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Miller of Kane introduced

House bill, No. 484, for "An act to provide for representation of cities and incorporated towns in county boards."

Which was referred to the committee on municipal affairs.

On motion of Mr. Sanford,

House bill, No. 259, for "An act to regulate the publication of the reports of the Supreme Court," together with Mr. Merritt's substitute therefor, was made the special order for 10:30 o'clock A. M., to-morrow, March 9th.

Williams, from the select committee on temperance, submitted the following report :

The select committee, to which was referred House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians," report the same and recommend that it pass.

A report of the committee was concurred in, and the bill was ordered to a first reading.

James of Marshall, from committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly en-

rolled, bill, No. 312, for "An act to repeal an act entitled 'an act to amend the court of common pleas in the city of Sparta, in Randolph

county,' on a motion of Mr. Koerner, the rules were suspended, and

the bill, No. 312, for "An act to repeal an act entitled 'an act to amend the court of common pleas in the city of Sparta, in Randolph county,' "

was taken up and read a third time.

The same and all amendments thereto having first been printed, an emergency being expressed in the preamble of the act as a reason why it should take effect prior to the first day of July next, the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas.....134
Nays..... 2

Voting in the affirmative are,

Ames,
Armstrong,
Austin,
Byres,
Carnes,
Cannon,
Carr,
Coyd,
Craiden,
Crayton,
Criscoe,
Cooks,
Crown of Massac,
Curnside,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Flow,
Gofer,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dwight,
Edgcomb,
Ether,
Egan,

Messrs. Elder,
Fleaharty,
Foss,
Frew,
Funk,
Gaines,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Hildrap,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knobs,
Koerner,
Landrum,
Langston,
Latimer,
Manley,
Massenberg,
Mason,
Mayo,

Messrs. McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morse,
Mussatter,
Neece,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralla,
Reese,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rich,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,

Messrs. Sullivan,
Townsend,
Trimble,
Turner,
Waite,
Waters,
Watkins,

Messrs. Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Messrs. Morrison of Monroe and Riggs voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Cummings, from the committee on counties and township organization, reported

House bill, No. 485, for "An act to amend sections one and two, of article first, of 'an act to reduce the act to provide for township organization, and the several acts amendatory thereof, into one act, and to amend the same,' " with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

By leave,

Mr. Sherrill introduced

House bill, No. 486, for "An act to authorize the Chicago Charitable Eye and Ear Infirmary to convey the property of said institution to the State."

Which was referred to the committee on public charities.

On motion of Mr. Roberts,
The rules were suspended, and
House bill, No. 237, for "An act for the removal of county seats,"
Was taken up, read a second time, and
Referred to the committee of the whole.

Mr. Collins, from the committee on roads, highways and bridges, reported

House bill, No. 487, for "An act in regard to roads and bridges," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Merritt,
The rules were suspended, and
House bill, No. 332, for "An act prescribing the mode of electing directors or managers of incorporated companies, in compliance with section 3, of article XI, of the constitution,"

Was taken up, read a second time, and
Referred to the committee of the whole.

On motion of Mr. Whitney,

The House resolved to go into the committee of the whole at 11:30 o'clock A. M. to-morrow, March 9, for the consideration of House bill, No. 233, for "An act to repeal section one, of an act entitled 'an act for the relief of DuPage county,' in force March 10, 1869."

By leave,
Mr. Root introduced

House bill, No. 488, for "An act to regulate the practice of pharmacy and the sale of poisons in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named,' "

Was recalled from the committee of the whole, and
Ordered to a third reading, and,

On motion of Mr. Springer,
The rules were suspended, and
The bill was read a third time.

And the same and all amendments thereto having first been printed,
and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being "Shall this bill pass?"

It was decided in the affirmative,

{ Yeas.....141

{ Nays 2

Those voting in the affirmative are,

| | | |
|--------------------|----------------------|-----------------------|
| Messrs. Adams, | Messrs. Funk, | Messrs. Olson, |
| Allen, | Gaines, | Phelps, |
| Armstrong, | Gallagher, | Phillips, |
| Austin, | Galbraith, | Pixley, |
| Ayres, | Galloway, | Powell, |
| Barnes, | Gass, | Pritchard, |
| Barrett, | Gillham, | Price, |
| Benson, | Goodell, | Ralls, |
| Berry, | Hall, | Reese, |
| Boyd, | Haines, | Reinhardt, |
| Braiden, | Hawes, | Relae of Logan, |
| Brayton, | Hay, | Remsberg, |
| Briscoe, | Heaheld, | Rice of Peoria, |
| Brooks, | Hickox, | Rice of Sangamon, |
| Brown of Massac, | Hildrup, | Rich, |
| Burley, | Hinchcliffe, | Rives, |
| Burnside, | Humphrey, | Roberts, |
| Caldwell, | Jeffries, | Rodgers of Madison, |
| Campbell, | Johnston, | Rodgers of Piatt, |
| Carle, | Jones of Crawford, | Roe, |
| Cary, | Jones of Marshall, | Roesaler, |
| Casey of Shelby, | Kelly, | Root, |
| Cavan, | Kenny, | Ross, |
| Chandler, | King of Cook, | Rowley, |
| Clark of Kane, | King of Jersey, | Ryan, |
| Clark of LaSalle, | Knoles, | Sanford, |
| Cloud of Macoupin, | Koerner, | Schwartz, |
| Cloud of Morgan, | Langston, | Senne, |
| Cofer, | Latimer, | Sheldon of Champaign, |
| Collins, | Leith, | Shelton of Warren, |
| Crouch, | Manley, | Sherrill, |
| Cummings, | Massenberg, | Short, |
| Cunningham, | Mason, | Smith of Ogle |
| Curtiss, | Mayo, | Springer, |
| Davis, | McElvain, | Stillwell, |
| Derrickson, | McMasters, | Sullivan, |
| Dixon, | Miller of Kane, | Townsen , |
| Dwight, | Miller of Madison, | Trimble, |
| Easley, | Miller of St. Clair, | Turner, |
| Edgcomb, | Moffit, | Waite, |
| Efner, | Morgan, | Waters, |
| Egan, | Morris, | Watkins, |
| Elder, | Morrison of Cook, | Webb, |
| Finley, | Morse, | Whitney, |
| Fleharty, | Mussetter, | Williamson, |
| Foss, | Neece, | Wright, |
| Fuller, | North, | Mr. Speaker. |

Messrs. Merritt and Landrum voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Springer,
The rules were suspended, and
Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas 130
Nays 5

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Shelby,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cummings,
Gunningham,
Curtiss,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Esner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Fuller,

Messrs. Funk,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Koerner,
Landrum,
Langston,
Latimer,
Leith,
Manley,
Massenberg,
Mayo,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
Neece,

Messrs. North,
Olson,
Phelps,
Pixley,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Rossaler,
Root,
Ryan,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Turner,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Cavan,
Crouch,

Messrs. Goodell,
Miller of St. Clair,

Mr. Rowley.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Knoles,
At 6 o'clock P. M., the House adjourned.

THURSDAY, MARCH 9, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Prentice.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Jones of Crawford,

The further reading of the same was dispensed with.

Mr. King of Cook presented a petition from Sanford Johnson and others, protesting against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the members from the 96th representative district.

Mr. Cunningham presented a petition from the citizens of Coles county, praying for the enactment of a law holding the retailer of intoxicating liquors responsible for any and all violations of law committed by any person under the influence of such liquors; which was

Referred to the select committee on temperance.

Mr. Stillwell presented a petition from Andrew Whelan and others, in relation to the West Side Park Commissioners; which was

Referred to the members from the 95th representative district.

Mr. Roe presented sundry petitions from citizens of McLean county, praying for the passage of such a law as will hold liquor sellers and the owners of real estate, where liquor is sold as a beverage, each personally and pecuniarily responsible for damages done by the sale of intoxicating drinks; which was

Referred to the select committee on temperance.

Mr. Rowley presented the following protest:

We, the undersigned, members of the Twenty-seventh General Assembly, respectfully but firmly protest against the action of this House in proposing to appropriate public money, by Senate bill No. 61, for the purpose of paying for services of two extra Pages without authority of law.

The subject of employing Pages for this House was determined at the commencement of the present session of this General Assembly, by a resolution that the number should be twelve and no more; which said resolution was sustained by a large majority of this House.

We do *not* believe the services of said extra Pages have been necessary for the transaction of the business of this House, and we *do* believe that an appropriation for their payment would be a violation of the spirit, if not the plain letter of section 19, article 4, of the new constitution.

Therefore, the undersigned respectfully ask that this protest be entered on the journal of this House.

W. T. MOFFITT,
W. A. M. CROUCH,
J. H. STEWART,
A. S. ROWLEY,
WARREN R. HICKOX,

ADDISON GOODELL,
WM. P. CHANDLER,
J. R. MILLER,
J. G. PHILLIPS.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure abortion," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes, and bottles used by the manufacturers of ale, porter, mineral waters, and others," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Dixon, from the committee on municipal affairs, submitted the following report:

The committee on municipal affairs, to which was referred House bill, No. 138, for "An act relative to public parks and boulevards, located in one or more towns," respectfully report the same back, with amendments, and recommend that the bill, as amended, do pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Efner moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 121, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, and to defray the current expenses of said hospital, to make repairs and improvements, to procure new boilers, to construct boiler and wash house, and furnish with necessary fittings, and for insurance and library," would respectfully report that they have had the same under consideration, and have amended the same, and instructed me to report the same back as amended, and ask the concurrence of the House therein.

The report of the committee was concurred in, and the bill, as amended,

Referred to the committee of the whole, and the amendments ordered printed.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 220, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, 1871, to the first day of July, 1873," have had said bill under consideration, and have amended the same, and instructed me to report the same back to the House, and ask its concurrence therein.

The report of the committee was concurred in, and the bill, as amended,

Referred to the committee of the whole.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," would respectfully report that they have had the same under consideration, and have instructed me to report the same back without amendment, and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 200, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1, 1871, to July 1, 1873," would respectfully report that they have had the same under advisement, and have amended the same, and instructed me to report the same back, and ask the concurrence of the House therein.

The report of the committee was concurred in, and the bill, as amended,

Referred to the committee of the whole.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for," would respectfully report that they have considered the same, and have instructed me to report the same back without amendment, and recommend that the same be passed.

The report of the committee was concurred in, and the bill

Referred to the committee of the whole, and 300 copies of the same ordered printed.

Mr. Barnes, by leave, introduced

House bill, No. 489, for "An act to make railroad corporations liable for the value of stolen live stock that may be shipped by any such railroad corporation."

Mr. Barnes moved that the rules be suspended, and the bill be read a first time now; which motion was not agreed to.

The bill was then ordered to a first reading.

Mr. Roe, from the committee on state institutions, reported back House bill, No. 442, for "An act to repeal so much of certain acts as requires counties to provide clothing for insane paupers while in the hospital," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading, and 250 copies of the same ordered printed.

Mr. Hildrup, from the committee on railroads, reported House bill, No. 490, for "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill Ordered to a first reading.

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 75, for "An act to repeal section 12 of an act entitled 'an act to amend the charter of the city of Springfield,' approved February 18th, 1859," with the recommendation that the bill be laid on the table.

The report of the committee was concurred in, and the bill Laid upon the table.

Mr. Waite, from the committee on municipal affairs, reported back petitions relating to the town of Malta, with the recommendation that they be laid on the table.

The report of the committee was concurred in, and the petitions Laid upon the table.

On motion of Mr. Hildrup,
The rules were suspended, and
House bill, No. 490, for "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties,"
Was taken up, read a first time, and
Ordered to a second reading, and 1000 copies of the same ordered printed.

Mr. Cummings moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being House bill, No. 259, for "An act to regulate the publication of the decisions of the supreme court," together with Mr. Merritt's substitute for the same; when,

On motion of Mr. Sanford,

The House resolved itself into the committee of the whole for the consideration of said bill and substitute, with Mr. Root in the chair.

After considerable time spent in committee of the whole,

Mr. Root, from the committee of the whole, reported that the committee had had under consideration House bill, No. 259, for "An act to regulate the publication of the decisions of the Supreme Court," together with the substitute, and that they had made some progress.

On motion of Mr. Cummings,

At 1:15 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M..

The House met, pursuant to adjournment.

On motion of Mr. King,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up, read a second time, and,

On motion of Mr. King of Cook,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Campbell moved that the rules be suspended, in order to take up House bills on first reading; which motion was not agreed to.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Rodgers of Piatt, from the committee on banks and banking, submitted the following report:

The committee on banks and banking, to which was referred House bill, No. 12, for "An act to authorize the establishment of savings banks," have directed me to report back the same, with amendments, and recommend that it do pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Springer, from the committee on banks and banking, reported back, as a minority report, House bill, No. 240, for "An act to incorporate savings banks," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Miller of St. Clair, from the committee on education, reported back House bill, No. 227, for "An act creating county superintendents of schools, ex officio school treasurers," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and,

On motion of Mr. Miller of St. Clair,

The bill was laid upon the table.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 447, for "An act to prevent the

herding or grazing of cattle or other domestic animals, belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Leave of absence was granted Messrs. Sanford, Braiden, McMasters and Jones of Marshall.

The Governor's message, containing communication relating to the penitentiary, was taken up, and the same, together with communication, was

Referred to the committee on penitentiary.

The new rule, proposed by Mr. Armstrong, to make the hour of meeting at nine o'clock, was taken up, and

The question being upon its adoption, it was not agreed to.

Mr. Springer called up his proposed new rule relating to standing hour of adjournment, and

The question being upon its adoption, it was not agreed to.

On motion of Mr. Cavan,

The rules were suspended, and,

On motion of Mr. Cavan,

It was

Resolved, That the use of this hall be tendered to Prof. D.C. Taft, on to-morrow evening, March 10th, to deliver a free lecture on geological science. Subject, Organisms, in determining the relative age of rocks.

Introduction of bills being in order,

Mr. Galloway introduced

House bill, No. 491, for "An act to prohibit the traffic in and to prevent and punish the sale of unwholesome food."

Which was referred to the committee on miscellaneous subjects.

Mr. King of Cook introduced

House bill, No. 492, for "An act in relation to the penitentiary at Joliet, and to provide for the leasing of the same and the labor of the convicts therein, and for other purposes."

Which was referred to the committee on penitentiary.

Mr. Koerner introduced

House bill, No. 493, for "An act regulating the keeping of dogs."

Which was referred to the committee on miscellaneous subjects.

Mr. Morray introduced

House bill, No. 494, for "An act to prevent the cutting of timber on the land of another, and define the punishment for so doing."

Which was referred to the committee on agriculture.

Mr. Morray introduced

House bill, No. 495, for "An act to make certain officers liable for the validity and sufficiency of official and other bonds which they are by law required to take or approve."

Which was referred to the committee on judiciary.

Mr. Neece introduced

House bill, No. 496, for "An act to repeal an act entitled 'an act to protect the lives and property of persons at railway crossings of the public highways.'"

Which was referred to the committee on counties and township organization.

Mr. Springer introduced

House bill, No. 497, for "An act relating to the shipment of live stock on railroads."

Which was referred to the committee on railroads.

Mr. Sullivan introduced

House bill, No. 498, for "An act requiring justices of the peace in cities containing one hundred thousand or more inhabitants, to report their fees and emoluments to the county board of their county, and to level their compensation to two thousand five hundred dollars per annum."

Which was referred to the committee on counties and township organization.

Mr. Turner introduced

House bill, No. 499, for "An act to procure a portrait of ex-Governor Ninian Edwards."

Which was referred to the committee on executive department.

Mr. Frew introduced

House bill, No. 500, for "An act to provide for the preservation of the agricultural and other statistics of the United States census of the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Brayton introduced

House bill, No. 501, for "An act to prohibit the sale of intoxicating liquor or the keeping of billiard halls or saloons within one mile of the site of any college or university in this State."

Which was referred to the special committee on temperance.

Mr. Phelps introduced

House bill, No. 502, for "An act relative to taxation for the improvement of public parks and boulevards, and for the payment of interest on bonds issued for park purposes."

Which was referred to the members from the 96th representative district.

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 470, for "An act to enable cities having a population of more than 30,000, to levy tax for sewerage purposes," with certain amendments, with the recommendation that the bill, as amended, be ordered to a first reading.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

House bills on first reading being in order,

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 223, for "An act to amend section four (4) of chapter eighty (80), of the Revised Statutes, entitled 'Paupers,'"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 138, for "An act relative to public parks and boulevards located in one or more towns,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 430, for "An act in reference to reform schools and houses of refuge established by counties or cities,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicted persons therein,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 485, for "An act to amend sections one and two, of article first, of 'an act to reduce the act to provide for township organization, and the several acts amendatory thereof, into one act, and to amend the same,'"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 487, for "An act in regard to roads and bridges,"
Was taken up, and,

On motion of Mr. Haines,

Referred to the committee on counties and township organization.

House bill, No. 489, for "An act to make railroad companies liable for the value of stolen live stock that may be shipped by any such railroad corporation,"

Was taken up, read a first time, and
Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 389, for "An act to prevent the sale of drugs or medicines designed to procure criminal abortion,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read a first time, and
Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Roberts moved that the rules be suspended, in order to take up Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river;" which motion was not agreed to.

House bill, No. 442, for "An act to repeal so much of certain acts as requires counties to provide clothing for insane paupers in the insane hospital,"

Was taken up, read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes and bottles used by manufacturers of ale, porter, mineral waters and others,"

Was taken up, read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Springer, by leave, from the committee on judiciary, reported back House bill, No. 114, for "An act to provide for the sale of real estate for the non-payment of taxes or special assessments in the cities and incorporated towns of this State," with a substitute therefor, with the recommendation that the bill, as amended by the substitute, be ordered to a first reading.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Mr. Morrison of Cook, by leave, from the special committee of members of the 95th representative district, reported back House bill, No. 183, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards," with certain amendments, with the recommendation that the bill, as amended, be ordered to a first reading.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading, and 250 copies of the same ordered printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following amendments to Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same, to-wit :

Amend section one as follows : Strike out all after the words "mail carrier of the House," in the fifth line, and insert "each four dollars per day ; two janitors of the Senate, and four janitors of the House, each four dollars per day ; seven Pages of the Senate, and fifteen Pages (including Arthur Cole and Elliott Drummond) of the House, each two dollars per day ; six committee clerks of the Senate, and fourteen committee clerks of the House, each four dollars per day for the time actually employed ; one janitor of committee rooms of the Senate, and one janitor of committee rooms of the House, each four dollars per day ; one janitor of the water closets of the Senate, and one of the House, three dollars per day ; two policemen of the Senate, and four policemen of the House, each four dollars per day ; one night watch-

man for House post office, four dollars per day; one House messenger, four dollars per day; and one fireman for the House, four dollars per day."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 74, for "An act making appropriations for the erection of the south wing of the Deaf and Dumb Institution, at Jacksonville."

Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 85, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Whitney,

The House resolved itself into the committee of the whole, for the consideration of House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,'" with Mr. Springer in the chair.

After some time spent in the committee of the whole,

Mr. Springer, from the committee of the whole, reported that they had had under consideration House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,'" and recommend that it be ordered to a third reading.

The report of the committee was concurred in, and the bill Ordered to a third reading.

On motion of Mr. Haines,

The rules were suspended and

House bill, No. 233, for "An act to repeal section one of an act entitled 'an act for the relief of DuPage county,'" "

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas.....123
Nays..... 10

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Ayres,
Barnes,
Barrett,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Burnside,
Campbell,
Cary,
Cavan,
Clark of LaSalle,
Cloud of Macoupin
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Ehner,
Egan,
Fum,
Frew,
Funk,
Gaines,
Galbraith,
Galloway,

Messrs. Gass,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Knobles,
Koerner,
Langston,
Lee,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McEwen,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Murray,
Morris,
Morrison of Cook,
Morse,
Musssetter,

Messrs. Neece,
North,
Olson,
Phelps,
Powell,
Pritchard,
Ralls,
Reese,
Reinhardt,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Ross,
Rowley,
Schwarz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Austin,
Clark of Kane,
Elder,

Messrs. Fleharty,
Fuller,
Landrum,

Messrs. Latimer,
Price,
Ryan.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Townsend,

The rules were suspended, and

The House resolved itself into the committee of the whole, for the consideration of House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace," with Mr. Burley in the chair.

After some time spent in the committee of the whole,

Mr. Burley, from the committee of the whole, reported that they had had under consideration House bill, No. 216, for "An act to in-

crease the jurisdiction of justices of the peace," and made an amendment thereto, and recommend that the bill, as amended, be ordered to a third reading and engrossed.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a third reading.

On motion of Mr. King of Cook,

At 6:40 o'clock P. M., the House adjourned.

FRIDAY, MARCH 10, 1871.

The House met, pursuant to adjournment.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Crouch,

The further reading of the same was dispensed with.

Mr. Sullivan presented a petition from J. M. Sabin and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Clark of Kane presented a petition from Leonard Howard and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Galloway presented a petition from D. J. Lines and others, remonstrating against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessment; which was

Referred to the representatives from the 96th representative district.

Mr. Adams presented a petition from Elisha C. Dunn and others, protesting against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Efner presented a petition from Mrs. J. R. Langdon and others, remonstrating against the passage of "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Leave of absence was granted Messrs. Hawes, Leith, Morrison of Cook, Remsberg and King of Cook.

On motion of Mr. King of Cook,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the time and place of holding the Supreme Court,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being "Shall this bill pass?"

Mr. Miller of St. Clair moved that the bill be referred to the committee on judiciary; which motion was not agreed to.

The question recurring upon the question, "Shall this bill pass?"

It was decided in the affirmative, { Yeas.....113
Nays 31

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Austin,
Barnes,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Burley,
Burnside,
Campbell,
Carle,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cummings,
Cunningham,
Daniels,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fouke,
Frew,
Funk,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,

Messrs. Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Knoles,
Landrum,
Langston,
Latimer,
Manley,
Massenberg,
Mayo,
McElvain,
McMillan,
Merritt,
Miller of Madison,
Moffit,
Murray,
Morris,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
North,
Olson,

Messrs. Phelps,
Powell,
Price,
Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rodgers of Madison,
Roe,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Senne,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Sullivan,
Townsend,
Trimble,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Caldwell,
Carpenter,
Cary,
Clark of Kane,
Coser,
Collins,
Crouch,
Curtiss,
Fleharty,
Fuller,

Messrs. Herdman,
Koerner,
Lee,
McConnel,
McEwen,
Miller of Kane,
Miller of St. Clair,
Morgan,
Phillips,
Pritchard,

Messrs. Riggs,
Rives,
Roberts,
Rodgers of Platt,
Roessler,
Shaw,
Shelton of Warren,
Sherrill,
Strong,
Turner.

And it appearing that two-thirds of all the members elected to the House did not so direct, but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill was declared to stand as reconsidered, under the rules, and,

On motion of Mr. Turner,

The bill was referred to the committee on judiciary.

Mr. Townsend submitted the following proposed new rule :

Resolved, That all of rule No. 22, which provides for a committee of the whole, is hereby rescinded.

Mr. Hawes moved that the House go into the committee of the whole, for the consideration of Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Mr. Haines moved to amend the motion of Mr. Hawes, by adding after taking up Senate bill No. 62, then to take up all bills referred to the committee of the whole, until the same shall be disposed of.

The question being upon the amendment of Mr. Haines, it was agreed to.

The question being upon the motion of Mr. Hawes, as amended, it was agreed to.

Whereupon,

The House resolved itself into the committee of the whole, for the consideration of Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave," and other bills referred to that committee, with Mr. Haines in the chair.

After considerable time spent in the committee of the whole,

Mr. Haines, from the committee of the whole, reported that they had had under consideration Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave, and made some amendments thereto, and recommend the passage of the bill as amended.

Pending the question to concur in the report of the committee,

On motion of Mr. Springer,

At 1 o'clock P. M., the House adjourned to 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

By leave,

Mr. Nelson introduced

House bill, No. 503, for "An act to exempt property from forced sale under decrees in chancery and executions at law or in equity."

On motion of Mr. Nelson,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. King of Cook introduced

House bill, No. 504, for "An act concerning the clerk of the superior court of Cook county."

Which was referred to the committee on judicial department.

Mr. King of Cook introduced

House bill, No. 505, for "An act to amend chapter 79 of the Revised Statutes of 1845, in force April 16, 1869."

Which was referred to the committee on judiciary.

Mr. King of Cook introduced

House bill, No. 506, for "An act to amend 'an act entitled 'Practice,' approved March 3, 1845.' "

Which was referred to the committee on judiciary.

By leave,

House bill, No. 457, for "An act to prevent unjust discrimination and extortion in the rates of freight and passenger tariff on railroads in this State,"

Was taken up and read a second time.

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State,"

Was taken up and read a second time.

Mr. McMillan moved that said House bills, Nos. 457 and 480, be made the special order for 11 o'clock A. M. Thursday next, March 16.

Mr. Cummings moved that said motion of Mr. McMillan be amended, by adding that the committee on railroads be instructed to report back to this House Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," and that it also be made the special order, in connection with House bills Nos. 457 and 480, on Thursday next, at 11 o'clock A. M., March 16.

The question being upon the amendment of Mr. Cummings, it was agreed to.

The question being upon the adoption of the motion of Mr. McMillan, as amended, it was agreed to.

On motion of Mr. Campbell,

The rules were suspended, and

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein,"

Was taken up, read a second time, and,

On motion of Mr. Campbell,

Referred to the committee of the whole, and 250 copies of the same ordered printed.

On motion of Mr. Phelps,

The rules were suspended, and

The report of the committee on canal and river improvements, relative to the lease of certain grounds belonging to the Illinois and Michigan Canal, to Adam Smith, was taken up.

On motion of Mr. Phelps,

The following preamble and resolution were adopted :

WHEREAS, on the second day of December, A. D. 1870, the Board of Trustees of the Illinois and Michigan Canal, executed a certain paper, by which it is alleged or claimed that one Adam Smith, of the city of Chicago, acquired some right or interest in, or right to use and occupy ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east, of the 3d P. M., where the same crosses the canal, thirty thousand feet, subject to certain conditions therein named, and being the property of the Illinois and Michigan Canal; and whereas, in the judgment of the General Assembly, the said paper is not binding upon the State of Illinois, and that it is contrary to the interests of the people thereof, that the said Smith or any other person, should, upon any pretence whatever, be permitted to have or acquire

any interest in said strip of land, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That said paper, so executed and claimed to be a lease or license, be and the same is hereby declared "not valid" and of no binding force nor effect upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the premises, to disaffirm the same and to protect the rights of the State.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Turner moved that the rules be suspended, in order to take from the committee of the whole House bill, No. 208, for "An act to authorize the drainage of swamp and overflowed lands;" which motion was not agreed to.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS a memorial to Congress has been numerously signed by leading citizens of Missouri and Illinois, asking Congress to make an appropriation of one million and a half of dollars, to be immediately expended in the construction of permanent dykes in the Mississippi river, between the mouth of the Missouri river and Cairo, at different points, now difficult and dangerous to navigation on account of sand bars, wrecks of vessels, and other hidden obstructions in the channel; and, whereas the system of permanent dykes has proved to be the only really efficient means of diverting and controlling the waters of the Mississippi, and that this Legislature is fully convinced that by confining the current of the river to a rocky shore, in every instance where nature has furnished one, and that by straightening and deepening the channel by means of dykes, where it has a tendency to spread out, a depth of water can be obtained sufficient to float, during the whole season of navigation, vessels of eight and ten feet draught, from the mouth of the Missouri river to the sea; and, whereas, it has always been the policy and pleasure of the people of this State to encourage every movement, private or public, State or national, which tends to protect and develop our great commercial and marine interests; now therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That our Senators be instructed, and our Representatives requested, to use all honorable means to effect the immediate making of the said appropriation, and that the Governor be requested to transmit a copy of these resolutions to each of the members of Congress from this State, and to the Governor of the State of Missouri

With the following amendment:

Amend by striking out "Missouri" and insert "Illinois" in the 26th line [MSS.]

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS a memorial is now pending before Congress, asking indemnity and remuneration for Joseph J. Petrie, of Crawford county, Illinois, for services rendered and expenses incurred by him in conducting two expeditions in the depth of winter, in the years 1849 and 1850, from the Sacramento Valley, in the State of

California, into the mountains, on the waters of Deer Creek, resulting in the deliverance of over seventy emigrants, men, women and children, who, but for his generous humanity, would have met a miserable death from privation and exposure; and whereas the Legislature of California has addressed resolutions to Congress, respectfully urging the claim of said memorialist in the premises; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That our Senators in Congress be instructed and our Representatives be requested to use all necessary and honorable efforts to secure an early and favorable consideration by Congress of the memorial of the said Joseph J. Petrie, for the services rendered and expenses incurred by him, as aforesaid, whereby men, women and children were rescued from a horrible death and from privation and suffering of the most revolting character.

Resolved, That the Governor be requested to forward to each of our Senators and Representatives in Congress a copy of this resolutions.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 22, for "An act to repeal part of section ten (10) of an act entitled 'an act to create and organize the counties therein named.'"

Senate bill, No. 61, for "An act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same."

Mr. Rice of Sangamon moved to reconsider the vote by which House bill, No. 457, for "An act to prevent unjust discrimination in the rates of freight, etc.," and

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State," and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers, on the different railroads in this State,"

Were made the special order for Thursday next, at 11 o'clock A.M.

Mr. Knoles moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question being upon the motion to reconsider, it was agreed to.

Mr. Rice of Sangamon moved that the two bills first named, to-wit :

House bill, No. 457, for "An act to prevent unjust discrimination in the rates of freight, etc.," and

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," only,

Be made the special order for Thursday next, at 11 o'clock A. M.

Mr. Merritt moved to amend so as to include

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State."

The Speaker decided the motion of Mr. Merritt to be out of order as said bill was now in the hands of a committee and not in the possession of the House. .

And Mr. Merritt appealed from the decision of the chair.

And the question being, "Shall the decision of the chair stand as the judgment of the House?"

It was decided in the affirmative.

Mr. Cummings moved that the consideration of the motion of Mr. McMillan be postponed until next Monday morning; which motion was not agreed to.

Mr. Neece moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question recurring upon the motion of Mr. McMillan, to make House bills Nos. 457 and 480, the special order for 11 o'clock A. M. March 16th, it was agreed to.

By leave,

Mr. Campbell, from the special committee on resolutions relating to adjournment, submitted the following report :

The special committee to which was referred resolutions relating to adjournment, beg leave to report that they have carefully considered the question, and deem it inexpedient at this time to recommend any time for adjournment.

The committee have also had under consideration those subjects of legislation which, in their opinion, are, in view of the requirements and provisions of the constitution, of most pressing necessity, and respectfully recommend, in view of a prevalent disposition, on the part of a very large number of members, to adjourn at an early day, that the House proceed with the necessary and most pressing subjects of legislation, in the following order :

1. Railroad and warehouse regulation.
2. Eminent domain.
3. Fees and salaries.
4. Roads, highways and bridges.
5. Drainage, levees and sewerage.
6. General incorporation.
7. Cook county commissioners and public parks.
8. Penitentiary and reformatory institutions.
9. Mines and mining.
10. Agriculture.
11. Revenue.
12. Education.
13. Ordinary appropriations.
14. Extraordinary appropriations.

That while there are other subjects not included under any of the above general heads, of great importance, demanding the attention of the General Assembly, it is deemed inexpedient at this time to contemplate a greater range of legislation before adjournment than that above indicated.

The committee respectfully submit the foregoing as a partial report, and beg permission to sit again.

Mr. Morgan moved that the report of the committee be adopted.

Mr. Waite moved that the report be made the special order for Tuesday next, March 13th.

Mr. Roe moved to amend the motion of Mr. Waite, by ordering the report printed.

On motion of Mr. Haines,

The whole subject was recommitted to the special committee.

Mr. Springer moved that the rules be suspended in order to take up Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for."

Which motion was not agreed to.

By leave,

Mr. Galloway, from the committee on canal and river improvements, reported back House bill, No. 295, for "An act to fill vacancies in the Board of Canal Commissioners and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," together with certain amendments, and recommended the concurrence of the House to said amendments.

On motion of Mr. Sheldon,

The bill was laid on the table, and the amendments ordered to be printed.

Mr. Cloud of Morgan moved that the rules be suspended, in order to introduce a resolution making House bills on charitable institutions the special order for 2:30 o'clock P. M., Tuesday next, March 14th, 1871, said bills to be taken up in numerical order and continued until disposed of.

The question being upon suspending the rules,

It was decided in the negative, { Yeas..... 53
 { Nays 73

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--------------------|--------------------|-----------------------------|
| Messrs. Allen, | Messrs. Haines, | Messrs. Morrison of Monroe, |
| Barnes, | Herdman, | Mussetter, |
| Boyd, | Hickox, | Neece, |
| Briscoe, | Hinchcliffe, | Olson, |
| Clark of Kane, | Jones of Crawford | Reese, |
| Cloud of Macoupin, | Kelley, | Reise of Logan, |
| Cloud of Morgan, | King of Jersey, | Rice of Sangamon, |
| Cofer, | Landrum, | Roe, |
| Collins, | Langston, | Rowley, |
| Crouch, | Lee, | Shelton of Warren, |
| Cunningham, | Manley, | Sherrill, |
| Curtiss, | Massenberg, | Springer, |
| Davis, | Mason, | Trimble, |
| Raeley, | McElvain, | Vennum, |
| Finley, | Miller of Kane, | Webb, |
| Funk, | Miller of Madison, | Wight, |
| Gass, | Morrill, | Mr. Speaker. |
| Hall, | Morris, | |

Those voting in the negative are,

| | | |
|------------------|-----------------|-------------------|
| Messrs. Adams, | Messrs. Burley, | Messrs. Chandler, |
| Armstrong, | Burnside, | Clark of LaSalle, |
| Barrett, | Caldwell, | Cummings, |
| Berry, | Campbell, | Daniels, |
| Brayton, | Carle, | Derrickson, |
| Brooks, | Cary, | Dixon, |
| Brown of Massac, | Cavan, | Dwight, |

Messrs. Edgcomb,
Efner,
Egan,
Elder,
Fleharty,
Fuller,
Gallagher,
Galloway,
Goodell,
Heafield,
Humphrey,
Johnston,
Knoles,
Koerner,
Latimer,
Mayo,
McConnell,
McMillan,

Messrs. Merritt,
Moffit,
Morgan,
Morse,
Nelson,
North,
Phelps,
Phillips,
Powell,
Price,
Reinhardt,
Rice of Peoria,
Rich,
Riggs,
Roberts,
Rodgers of Platt,
Roessler,

Messrs. Root,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Strong,
Sullivan,
Townsend,
Turner,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson.

So the House refused to suspend the rules.

Leave of absence was granted Messrs. Miller of Kane, Hunter, Rodgers of Madison, Knoles, Riggs, Barrett, Barr and Brayton.

Mr. Roberts moved that the rules be suspended, in order to take up Senate bill, No. 107, for "An act to appoint commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river."

Pending the consideration of which,

On motion of Mr. Knoles,

At 5:30 o'clock P. M., the House adjourned.

SATURDAY, MARCH 11, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. Cummings,

The further reading of the same was dispensed with.

Mr. Powell, from the committee on miscellaneous subjects, submitted the following report:

The committee on miscellaneous subjects instruct me to report back House bill, No. 843, for "An act in relation to the collection of the wages of laborers, workmen, workwomen, mechanics and artizans," and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Powell, from the committee on miscellaneous subjects, submitted the following report:

The committee on miscellaneous subjects instruct me to report back House bill, No. 475, for "An act to amend chapter 69 of the Revised Statutes," and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Jones of Crawford, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed :

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards."

Mr. Cary, from the committee on judiciary, submitted the following report :

The judiciary committee, to which was referred House bill, No. 462, for "An act to amend chapter 30 of the Revised Statutes," having had the same under advisement, instruct me to report the same back, and recommend that it do not pass.

The report of the committee was concurred in, and,

On motion of Mr. Cary,

The enacting clause of the bill was stricken out.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report :

SPRINGFIELD, *March* 10, 1871.

To the Honorable the House of Representatives of the State of Illinois :

GENTLEMEN: The committee on public buildings and grounds, to whom was referred Senate bill No. 125, have had the same under consideration, and instructed me to report the following amendment, viz: Strike out all after the word "offender," in the 2d line of the 14th section, and up to the word "the" in the 3d line of the same section. And ask the concurrence of the House in said amendment, and that the bill, as amended, do pass.

Respectfully submitted.

W. C. WATKINS, *Chairman.*

The question being in concurring in the report of the committee,

On motion of Mr. Phillips,

The bill and amendments were referred to the committee of the whole.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations have instructed me to report to this House a bill entitled "An act making an appropriation to pay H. G. Fitzhugh, for labor in repairing the State arsenal," and recommend its passage.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Barnes, from the committee on railroads, reported back House bill, No. 410, for "An act prescribing the method of condemning land for the use of railway companies," with the recommendation that it be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Vennum, from the committee on drainage, reported back House bill, No. 89, for "An act to promote the salubrity of the country," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill
Laid upon the table.

Mr. Vennum, from the committee on drainage, reported back House bill, No. 402, for "An act to authorize the formation of corporations for the construction of levees and drains;" also, House bill, No. 208, for "An act to authorize the drainage of swamp and overflowed lands," with the recommendation that said bills be referred to the committee on corporations.

The report of the committee was concurred in, and the bills
Referred to the committee on corporations.

Mr. Vennum, from the committee on drainage, submitted the following resolution, which was adopted:

Resolved, That the committee on corporations be requested to so frame the general law that owners of lands may become incorporated, for the purpose of constructing drains, ditches and sewers, for the drainage and reclamation of wet and overflowed lands for agricultural and sanitary purposes.

Mr. Vennum, from the committee on drainage, reported House bill, No. 508, for "An act to authorize counties to sell and convey swamp lands," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Dixon moved that the rules be suspended, in order to take up House bill, No. 470, for "An act to enable cities having a population of more than 30,000 to levy a tax for sewerage purposes;" which motion was not agreed to.

Mr. Williams, from the select committee on temperance, reported back House bill, No. 501, for "An act to prohibit the sale of intoxicating liquors, and the keeping of billiard halls and saloons, within one mile of the site of any college or university in this State," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Caldwell, from the committee on municipal affairs, reported back House bill, No. 305, for "An act to provide for vacating town plats," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill
Laid upon the table.

The new rule proposed by Mr. Townsend, relating to dispensing with the committee of the whole, was taken up, and

Mr. Townsend moved its adoption.

Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of Mr. Townsend's proposed new rule, it was not agreed to.

Introduction of bills being in order,

Mr. Brown of Massac introduced

House bill, No. 509, for "An act in relation to the compilation and

distribution of the general laws of the State of Illinois, relative to county government in counties not under township organization."

Which was referred to the committee on counties and township organization.

Mr. Cavan introduced

House bill, No. 510, for "An act to repeal the registry law of 1865."

Mr. Cavan moved that the rules be suspended, and the bill read a first time now; which motion was not agreed to.

The bill was then referred to the committee on elections.

Mr. Burley introduced

House bill, No. 511, for "An act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.' "

On motion of Mr. Burley,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Edgcomb introduced

House bill, No. 512, for "An act to establish and regulate savings banks."

Which was referred to the committee on corporations.

Mr. Johnston introduced

House bill, No. 513, for "An act to prevent monopolies in the coal business of this State."

On motion of Mr. Johnston,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Lee introduced

House bill, No. 514, for "An act to repeal the special jurisdiction of justices of the peace and police magistrates in this State."

Which was referred to the committee on judiciary.

Mr. Merritt introduced

House bill, No. 515, for "An act to tax gross earnings of certain incorporated companies therein named."

Which was referred to the committee on corporations.

Mr. Merritt introduced

House bill, No. 516, for "An act to provide for the pay of the commissioners appointed to revise the Statutes of the State of Illinois."

Which was referred to the committee on fees and salaries.

Mr. Morray introduced

House bill, No. 517, for "An act to authorize justices of the peace to issue subpoenas and scire facias to foreign counties."

Which was referred to the committee on judiciary.

Mr. Strong introduced

House bill, No. 518, for "An act to provide for the construction and regulation of coal shafts and slopes."

Which was referred to the committee on mines and mining.

By leave,

Mr. Nelson presented a petition from the Board of Supervisors of Macon county, praying for the repeal of the registry law; also, a

Laid upon the table.

The report of the committee was concurred in, and

Three hundred copies of the amendment were ordered printed.

Mr. Phelps moved the previous question.

The question recurring on the motion of Mr. Turner, it was not agreed to.

Leave of absence was granted Messrs. Campbell and Dixon.

Was decided in the negative, { Yeas 30
 { Nays 43

Two-thirds not voting for the same.

The yeas and nays being demanded by five members.

**Messrs. Armstrong,
Berry,
Brown of Massac,
Burley,
Clow,
Galbraith,
Haines,
Heafield,
Humphrey,
Jones of Crawford.**

**Messrs. Kelley,
Latimer,
Morris,
Neece,
Roe,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign.**

Messrs. Shelton of Warren,
Sherrill,
Strong,
Trimble,
Vennum,
Vocks,
Williams,
Wight,
Wright,
Mr. Speaker.

**Messrs. Allen,
Caldwell,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Edgecomb,
Elder,
Finley,
Fuller,
Gaines,
Galloway,
Gass,
Hinchcliffe,
Hundley,
Johnston,**

**Messrs. Knoles,
Langston,
Manley,
Massenberg,
McEwen,
Morrill,
Morrison of Monroe,
Musetter,
North,
Phelps,
Phillips,
Powell,
Price,
Reese.**

**Messrs. Reinhardt,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Hives,
Roberts,
Roeseler,
Stewart,
Sullivan,
Turner,
Waters,
Webb,
Williamson.**

So the House refused to suspend the rules.

House bills on first reading being in order,

House bill, No. 470, for "An act to enable cities having a population of more than 30,000, to levy a tax for sewerage purposes,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 114, for "An act to provide for the sale of real estate for the non-payment of taxes or special assessments, in the cities and incorporated towns of this State,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 503, for "An act to exempt property from forced sale under decrees in chancery, and executions at law or in equity,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county upon the uninclosed lands lying within the limits of another county,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 12, for "An act to authorize the establishment of savings banks,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 240, for "An act to incorporate Savings Banks,"

Was taken up read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 475, for "An act to amend chapter 69 of the Revised Statutes,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing State Arsenal,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 343, for "An act in relation to the collection of the wages of laborers, workmen, workwomen, mechanics and artisans,"

Was taken up, read a first time, and

Ordered to a second reading, and 300 copies of the same ordered printed.

On motion of Mr. Turner,

The rules were suspended, and

Leave was granted the chairman of the committee on counties and township organization to make a report.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 487, for "An act in regard to roads and bridges," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

House bill, No. 511, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary,'"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Springer,

At 12:30 o'clock P.M., the House adjourned until 2:30 P. M., for the reading of bills on first and second reading.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

House bills on first reading continued.

Leave of absence was granted Messrs. Shelton, Schwartz and Carle.

House bill, No. 487, for "An act in regard to roads and bridges,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 501, for "An act to prohibit the sale of intoxicating liquors and the keeping of billiard halls or saloons within one mile of the site of any college or university in this State,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 483, for "An act to provide for the erection and maintenance of bridges by two or more towns,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

House bill, No. 442, for "An act to repeal so much of certain acts as requires counties to provide clothing for insane paupers in the insane hospital,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 508, for "An act to authorize counties to sell and convey swamp lands,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 513, for "An act to prevent monopolies in the coal business of this State,"

Was taken up, read a first time, and

Referred to the committee on miscellaneous subjects.

House bills on second reading being in order,

House bill, No. 138, for "An act relative to public parks and boulevards located in one or more towns," with a pending amendment,

Was taken up, read a second time, and,

On motion of Mr. Springer,

The bill and amendment were

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 489, for "An act to make railroad corporations liable for the value of stolen live stock that may be shipped by any such railroad corporations,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 485, for "An act to amend sections one and two, of article first, of 'an act to reduce the act to provide for township organization, and the several acts amendatory thereof, into one act, and to amend the same,' "

Was taken up, read a second time, and,

On motion of Mr. Cummings,

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 261, for "An act in relation to the sale of casks, barrels, kegs, boxes, and bottles used by the manufacturers of ale, porter, mineral waters, and others,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Mr. Cummings, at 3:40 P.M., moved that the House do now adjourn ; which motion was not agreed to.

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up, read a second time, and,

On motion of Mr. Mayo,

Referred to the committee of the whole.

House bill, No. 490, for "An act to establish a Board of Railroad Commissioners, and prescribe their powers and duties,"

Was taken up, read a second time, and,

On motion of Mr. Rice of Sangamon,

Referred to the committee of the whole.

House bill, No. 223, for "An act to amend section four (4) of chapter eighty (80), of the Revised Statutes of A. D. 1845, entitled 'Paupers,' "

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 430, for "An act in reference to reform schools and houses of refuge established by cities and counties,"

Was taken up, read a second time, and,

On motion of Mr. Roe,

Referred to the committee of the whole, and 300 copies of the same ordered printed.

On motion of Mr. Springer,

By leave, the following resolution was adopted, viz :

Resolved, That the use of this hall be given to the Rev. M. Bayliss, of Corinne, Utah, on Monday evening next, for a lecture on Mormonism.

House bill, No. 434, for "An act to amend the law concerning township organization,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 291, for "An act to extend the powers of religious societies,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Mr. Price moved to reconsider the vote by which the bill was referred to the committee of the whole; which motion was agreed to, and,

On motion of Mr. Price,

Said bill was recommitted to the committee on corporations.

House bill, No. 155, for "An act to provide for the appointment of guardians of habitual drunkards, and prescribing the duties of such guardians,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 320, for "An act to authorize the appointment of commissioners in cases when they have been named in and by an act of the Legislature,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies ordered printed.

House bill, No. 460, for "An act providing for the construction of turnpike roads,"

Was taken up, read a second time, and

Referred to the committee on counties and township organization.

House bill, No. 450, for "An act in regard to county courts, and to define their jurisdiction, powers and duties,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 375, for "An act appropriating money for the erection of suitable buildings for the accommodation of the inmates of the Illinois Institution for the Education of the Blind,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 93, for "An an act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence,'"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 467, for "An act requiring banking associations, organized under the laws of this State, to make and publish a full and accurate quarterly statement of their affairs,"

Was taken up, read a second time, and,

On motion of Mr. Williams,

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 449, for "An act to require State and county treasurers to deliver up bonds and coupons issued in aid of railroads or other corporations, which have been paid to any person or persons who may be authorized by any county, town or city to receive the same,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 469, for "An act for the benefit of the incurably insane,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 453, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,' approved March 29, 1869,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 456, for "An act to provide for the township support of paupers in counties that have adopted township organization,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 464, for "An act to provide for the quarterly statements of all banking corporations, trust companies or savings banks organized or doing business under the laws of the State of Illinois,"

Was taken up, read a second time, and,

On motion of Mr. Daniels,

Referred to the committee of the whole, and 500 copies of the same ordered printed.

House bill, No. 445, for "An act to legalize the action of counties which have voted for the support of paupers by townships,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Senate bills on first reading being in order,

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an

appropriation for the improvement of the navigation of the Illinois river,"

Was taken up, read a first time, and,

On motion of Mr. Roberts,

Referred to the committee on appropriations.

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bill, No. 79, (substitute) for "An act concerning dogs,"

Was taken up and read a first time.

Mr. Brooks moved to refer said bill to the committee on congressional apportionment; which motion was not agreed to.

Mr. Miller of St. Clair moved to refer said bill to the committee on federal relations; which motion was not agreed to.

Mr. Morrison of Monroe moved the bill be referred to the committee on miscellaneous subjects; which was agreed to, and the bill

So referred.

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts,"

Was taken up, read a first time, and

Ordered to a second reading.

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Was taken up, read a first time, and

Referred to the committee on appropriations.

Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Was taken up, read a first time, and,

On motion of Mr. Roberts,

Referred to the committee on appropriations.

Senate bill, No. 59, for "An act to transfer the State Debt Fund and Interest Fund to the Revenue Fund,"

Was taken up, read a first time, and

Referred to the committee on appropriations.

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution, at Jacksonville,"

Was taken up, read a first time, and

Referred to the committee on appropriations.

Senate bill, No. 85, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was taken up, read a first time, and

Referred to the committee on appropriations.

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873,"

Was taken up, read a first time, and
Referred to the committee on appropriations.

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University,"

Was taken up, read a first time, and
Referred to the committee on appropriations.

Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Was taken up, read a first time, and
Referred to the committee on appropriations.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three,"

Was taken up, read a first time, and
Referred to the committee on appropriations.

Leave of absence was granted Messrs. Pritchard and Austin.

On motion of Mr. Root,
The rules were suspended, and,
On motion of Mr. Root,
It was

Resolved, That the Clerk be and he is hereby directed to cause to be printed a list of all bills in committee of the whole, showing the number and title of each, and the order in which they were referred to such committee, and by whom introduced respectively.

On motion of Mr. Springer,

A Senate message, informing the House of Representatives that the Senate had concurred with them in the adoption of a resolution relating to Congressional apportionment, and had refused to concur with them in the adoption of the second resolution, relating to the same subject, was taken up, and

Referred to the committee on congressional apportionment.

Mr. Haines gave notice of the following amendment to rule 39 :

1. Reading of the journal.
2. Committee of the whole for consideration of bills.
3. House bills on third reading.

On motion of Mr. Miller of St. Clair,
At 5:30 o'clock P. M., the House adjourned.

MONDAY, MARCH 13, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Bergen.

The Clerk proceeded to read the journal of Saturday, when Mr. Crouch moved that the further reading of the journal be dispensed with; which motion was not agreed to.

The reading of the journal was then concluded.

Mr. King of Cook presented several petitions from taxpayers of South Chicago, Hyde Park and Lake, protesting against any legislation whereby additional taxes are to be raised for the maintenance of parks in said towns; which was

Referred to the members from the 96th representative district.

Mr. McEwen presented a remonstrance from citizens of Illinois, remonstrating against the enactment of a bill introduced into the House, relating to imposture in the practice of medicine and surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Collins presented a remonstrance from citizens of Illinois, remonstrating against the enactment of a bill introduced into the House, relating to imposture in the practice of medicine and surgery; which was

Referred to the committee on miscellaneous subjects.

Mr. Morgan, from the committee on inland commerce and warehouses, submitted the following report:

The committee on inland commerce and warehouses, to which was referred Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties," have had the same under consideration, and direct me to report the same back without amendment, and recommend that the House concur with the Senate in the passage thereof.

The report of the committee was concurred in, and the bill Ordered to a second reading.

Mr. Miller of St. Clair, from the committee on education, to which was referred House bill, No. 16, for "An act to secure the attendance of children at school," reported the same back, with the recommendation that it be ordered to a first reading and printed.

The report of the committee was concurred in, and the bill

Ordered to a first reading, and 500 copies of the same ordered printed.

Mr. Miller of St. Clair, from the committee on education, to which was referred House bill, No. 365, for "An act to promote the efficiency of common schools," reported the same back, with the recommendation that the bill be ordered to a first reading and printed.

The report of the committee was concurred in, and the bill

Ordered to a first reading, and 250 copies of the same ordered printed.

Mr. Rice of Sangamon, from the committee on railroads, submitted the following report :

The committee on railroads, to which was referred Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," beg leave to report, that being unable to recommend that said bill do pass, your committee, as they believed themselves in duty bound, prepared and reported to the House a bill upon the same subject (House bill, No. —), and recommended its passage. Yet on account of the great importance of the subject, and the diversity of opinion as to the proper manner of attaining the desired end, your committee feel unwilling to prejudice, in any measure, a bill which has received the approval of many whose opinions your committee feel bound to respect: and they desire that said Senate bill shall receive the consideration of the whole House. They respectfully report said bill back, and ask to be discharged from its further consideration.

The report of the committee was concurred in, and,

On motion of Mr. Cummings,

The bill (Senate bill No. 6,) was made the special order for Thursday next, at 11 o'clock A. M., and that it be considered in committee of the whole, with all other bills upon the same subject referred to that committee.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to which was referred House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the twenty-first judicial district," have had the same under consideration, and direct me to report the same back to the House, with the recommendation that it do pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to which was referred Senate bill, No. 138, for "An act to provide for holding special terms of circuit courts," have had the same under consideration, and direct me to report the same back to the House, with the recommendation that it pass.

The report of the committee was concurred in, and the bill

Referred to the committee of the whole.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to which was referred House bill, No. 416, for "An act to amend the chapter of Revised Statutes, entitled 'Attorneys,' " have had the same under consideration, and direct me to report the same back to the House, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill

Laid upon the table.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to which was referred House bill, No. 404, for "An act providing for changing names and becoming heirs," have had the same under consideration, and find that the several provisions contained in said bill are, in substance, now the law of the State, and therefore your committee have directed me to report the same back to the House, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill
Laid upon the table.

Mr. Vocke, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, to-wit :

A bill for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Mr. McMillan, from the committee on claims, submitted the following report :

The committee on claims, to which was referred the petition of John R. Shannon and others, praying that the sum of \$100 be paid to James M. Christian, of Randolph county, for a geological curiosity delivered to the State Geologist, beg leave to report that they have had the same under consideration, and recommend that the committee on appropriations include, in any general bill for appropriations, the sum of ten dollars, to be paid said James M. Christian, that sum being the amount the committee find due to him.

The report of the committee was concurred in.

Mr. Clark of Kane, from the committee on public charities, to which was referred House bill, No. 177, for "An act to protect the rights of the insane," reported the same back, perfected, with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for county purposes, in the several counties of the State."

Mr. Sheldon moved that the bill be referred to the committee on revenue ; which motion was not agreed to.

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and
Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 520, for "An act to amend the law concerning township organization."

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Haines, from the committee on counties and township organization, to which was referred House bill, No. 498, for "An act requiring justices of the peace, police magistrates and constables, in cities having a population of one hundred thousand or more, to make report of their fees and emoluments, and to limit their compensation," reported the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, to which was referred House bill, No. 389, for "An act to provide for a uniform system of abstracting titles to real estate, and to insure correctness in recording deeds," reported the same back without recommendation, and asked that the committee be discharged from its further consideration.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Haines moved to suspend the rules, that he might make a motion in reference to the bill; which motion was not agreed to.

Mr. Cummings moved that the enacting clause of the bill be stricken out,

Upon which motion Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Cummings to strike out the enacting clause, it was agreed to.

Mr. Turner, from the committee on judiciary, to which was referred House bill, No. 482, for "An act relating to sales under powers," reported the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

On motion of Mr. Turner,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Waite, from the committee on municipal affairs, to which was referred House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,'" reported the same back, without recommendation, and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged from the further consideration of the same.

On motion of Mr. Rowley,

The rules were suspended, the bill read a first time, and,

On motion of Mr. Rowley,

The bill was ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Waite, from the committee on municipal affairs, to which was referred certain bills, to-wit :

House bill, No. 100, for "An act to amend the charter of the town of Brighton."

House bill, No. 154, for "An act entitled 'an act for the purposes therein mentioned.'"

House bill, No. 277, for "An act to amend section two of an act entitled 'an act to incorporate the town of Bardolph, and for other purposes.'"

House bill, No. 360, for "An act to incorporate the town of Clermont, Clinton county, State of Illinois."

Reported the same back, with the recommendation that they be laid upon the table, and that the committee be discharged from their further consideration.

The report of the committee was concurred in, and the said bills

Laid upon the table, and the committee discharged from their further consideration.

Mr. Waite, from the committee on municipal affairs, to which was referred House bill, No. 313, for "An act concerning incorporated towns," reported the same back, with the recommendation that it be laid upon the table, and that the committee be discharged from its further consideration.

The report of the committee was concurred in, and the bill

Laid upon the table, and the committee discharged from its further consideration.

Mr. Galloway moved to suspend the rules, in order to introduce a resolution ; which motion was not agreed to.

Introduction of bills being in order,

Mr. Elder introduced

House bill, No. 521, for "An act to establish public highways in this State."

Which was referred to the committee on roads, highways and bridges.

Mr. King of Cook introduced

House bill, No. 522, for "An act in relation to the monument of the late Stephen A. Douglas."

Which was referred to the committee on public buildings and grounds.

Mr. Phelps introduced

House bill, No. 523, for "An act relative to the leasing of the appurtenances, privileges and lands of the Illinois and Michigan Canal, and for the application of certain revenues which may be derived therefrom."

Which was referred to the committee on canal and river improvements.

On motion of Mr. Morgan,

The rules were suspended, and

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken up, and 250 copies of the same ordered printed.

Mr. Price introduced
House bill, No. 524, for "An act concerning indices of real estate records."

Which was referred to the committee on counties and township organization.

Mr. Rives introduced
House bill, No. 525, for "An act to protect married women in their property."

Which was referred to the committee on judiciary.

Mr. Roberts introduced
House bill, No. 526, for "An act in relation to Attorney General and State's attorneys."

Which was referred to the committee on judiciary.

Mr. Roberts introduced
House bill, No. 527, for "An act to prescribe a mode of representation in the board of supervisors in counties under township organization."

Which was referred to the committee on municipal affairs.

Mr. Roberts introduced
House bill, No. 528, for "An act in relation to the insane hospital."
Which was referred to the committee on judiciary.

Mr. Roessler introduced
House bill, No. 529, for "An act establishing a legal rate of interest, and repealing all laws on the subject of usury."

Which was referred to committee on banks and banking.

Mr. Root introduced
House bill, No. 530, for "An act declaring the purposes for which, and the corporations by whom the right of eminent domain may be exercised."

Which was referred to the committee on corporations.

Mr. Haines, by leave, called up his proposed change of rule 39.
Mr. Powell moved to amend the proposed new rule, so as to read:
"The House shall determine by majority vote when it is competent to go into committee of the whole."

On motion of Mr. Finley,
The proposed new rule and amendment were referred to the committee on rules.

House bills on first reading being in order,
House bill, No. 16, for "An act to secure the attendance of children at school,"

Was taken up.

Mr. Cummings moved that the further consideration of the bill be indefinitely postponed.

Upon which motion,

Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?"
it was decided in the affirmative.

The question recurring upon the motion of Mr. Cummings, to indefinitely postpone the further consideration of the bill,

It was decided in the negative, { Yeas.....18
Nays78

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Austin,
Barnes,
Berry,
Briscoe,
Cofer,
Cummings.**

**Messrs. Elder,
Hay,
Herdman,
Landrum,
Mayo,
Morse.**

**Messrs. Phillips,
Reese,
Roe,
Taylor,
Trumble,
Webb.**

Those voting in the negative are,

**Messrs. Brayton,
Caldwell,
Gary,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Curtiss,
Daniels,
Davis,
Dixon,
Dwight,
Edgecomb,
Ehner,
Finley,
Fleaharty,
Foss,
Fouke,
Fuller,
Gaines,
Galbraith,
Galloway,
Gass,
Haines,
Headfield.**

**Messrs. Humphrey,
Hundley,
Johnston,
Jones of Crawford,
Kelley,
King of Cook,
Knobs,
Koerner,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
McEwen,
Merritt,
Miller of St. Clair,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Cook,
Mussetter,
Olson,
Phelps,
Powell,
Price,**

**Messrs. Reinhardt,
Reise of Logan,
Rich,
Hives,
Roberts,
Rodgers of Platt,
Roesler,
Root,
Ross,
Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Sullivan,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Williams,
Williamson.
Wight,
Wright,
Mr. Speaker.**

So the House refused to indefinitely postpone the bill.

On motion of Mr. Powell,

Five hundred additional copies of said bill were ordered printed.

On motion of Mr. Merritt.

The rules were suspended, and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

Was taken up, and 500 copies of the same were ordered printed.

House bill, No. 365, for "An act to promote the efficiency of common schools,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 177, for "An act to protect the rights of the insane,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 367, for "An act to fix the times of holding the terms of the circuit courts in the twenty-first judicial circuit of this State,"

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 498, for "An act requiring justices of the peace, police magistrates and constables, in cities having a population of one hundred thousand or more, to make report of their fees and emoluments and to limit their compensation,"

Was taken up, read a first time, and
Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 503, for "An act to exempt property from forced sale under decrees in chancery and executions at law or in equity,"

Was taken up, read a second time, and
Referred to the committee on judiciary.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 475, for "An act to amend chapter 69 of the Revised Statutes,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 511, for "An act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' "

Was taken up, read a second time, and,

On motion of Mr. Roberts,

Referred to the committee on penitentiary.

On motion of Mr. Roessler,

At 12:55 o'clock P. M., the House adjourned until 2:30 P. M., for the purpose of going into committee of the whole for the consideration of bills, in their order, referred to that committee.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Pursuant to the order of the House, at the forenoon session, the House went into committee of the whole for the consideration of bills, in their order, referred to that committee, with Mr. Root in the chair.

After considerable time spent in committee of the whole,

Mr. Root, from the committee of the whole, reported that the committee had had under consideration House bill, No. 7, for "An act for the protection of farmers and fruit-growers," and had made some amendments thereto, and recommended its passage as amended.

Mr. Waite moved a further amendment, that the words "and grower" be inserted after the word "vinegrower;" which motion was agreed to.

Mr. Morgan moved a further amendment, as follows:

Strike out, in 5th line, "city," and insert the word "municipal;" which motion was not agreed to.

Mr. Webb moved a further amendment, as follows:

Strike out the words "by himself or agent;" which motion was agreed to.

Mr. Roberts moved to add to the section:

"All such sales shall be made subject to the sanitary and police regulations of such city or town in which any sale is made;" which motion was not agreed to.

Mr. Mason moved a further amendment, as follows:

After the word "farmer" insert the word "manufacturer," and after the word "farm" insert the word "work-shop;" which motion was not agreed to.

Mr. Haines moved to strike out the enacting clause of the bill, which motion was not agreed to.

Mr. Morrison of Monroe moved that the House concur in the amendments reported by the committee, and that the bill be ordered engrossed for a third reading, and that 250 copies of the bill, as amended, be printed; which motion was agreed to.

Mr. Root, from the committee of the whole, reported back House bill, No. 19, for "An act to regulate the reporting of the decisions of the Supreme Court of this State," with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered to be engrossed for a third reading.

Mr. Root, from the same committee, reported back House bill, No. 23, for "An act entitled an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' approved February 8, 1853," with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered engrossed for a third reading.

Mr. Root, from the same committee, reported back Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State," with the recommendation that it do not pass.

Mr. Miller of St. Clair moved that the bill be ordered to a second reading; which motion was not agreed to.

On motion of Mr. Root,

The bill was laid upon the table.

Mr. Miller of St. Clair entered a motion to reconsider the vote by which the House refused to order the bill to a third reading.

Mr. Root, from the committee of the whole, reported back House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto," with the recommendation that it pass.

On motion of Mr. Roberts,

The report of the committee was concurred in, and the bill Ordered engrossed for a third reading.

Mr. Root, from the same committee, reported back Senate bill, No. 41, for "An act to repeal 'an act to amend an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16, 1865, and the same approved March 7, 1867," with the recommendation that it be printed.

The report of the committee was concurred in, and Two hundred and fifty copies ordered printed.

Mr. Root, from the same committee, reported back House bill, No. 7, for "An act to regulate the practice of medicine and surgery in the State of Illinois," with the recommendation that it do not pass.

On motion of Mr. Root,

The enacting clause of the bill was stricken out.

Mr. Root, from the same committee, reported back House bill, No. 8, for "An act to promote the science of medicine and surgery in the State of Illinois," with the recommendation that it do not pass.

Mr. Sullivan moved to strike out the enacting clause.

Mr. Edgcomb, on this motion, moved the previous question.

And the question being, "Shall the main question be now put?" was decided in the affirmative.

The question recurring on the motion of Mr. Sullivan, to strike the enacting clause,

It was decided in the negative, } Yeas 40
 { Nays 32

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
 Barnes,
 Brown of Massac,
 Chandler,
 Clark of LaSalle,
 Cloud of Macoupin,
 Cofer,
 Cummings,
 Davis,
 Dwight,
 Edgcomb,
 Fleharty,
 Gaines,
 Galbraith,

Messrs. Hall,
 Haines,
 Hawes,
 Hundley,
 Kelley,
 Kenny,
 King of Cook,
 Landrum,
 Langston,
 Manley,
 McConnell,
 Moffit,
 Morrill,

Messrs. Morris,
 Morrison of Monroe,
 Morse,
 Mussetter,
 Neece,
 Olson,
 Phillips,
 Rives,
 Roessler,
 Root,
 Stewart,
 Watkins,
 Wright.

Those voting in the negative are,

Messrs. Adams,
 Burley,
 Clark of Kane,
 Collins,
 Crouch,
 Egan,
 Finley,
 Foss,
 Fuller,
 Headfield,
 Herdman,

Messrs. Humphrey,
 Johnston,
 Jones of Marshall,
 Knoles,
 Koerner,
 Mason,
 McMillan,
 Miller of St. Clair,
 Morgan,
 Morrison of Cook,
 Roberts,

Messrs. Rowley,
 Sheldon of Champaign,
 Sullivan,
 Trimble,
 Venum,
 Vocke,
 Waite,
 Williams,
 Williamson,
 Wight.

quorum not voting, no decision was reached.

On motion of Mr. Burley,

At 6:45 o'clock P. M., the House adjourned.

TUESDAY, MARCH 14, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. Rice of Peoria,

The further reading of the same was dispensed with.

Mr. McMillan presented a petition from citizens of the town of Staunton, praying for the repeal of a law relating to school matters in that town; which was

Referred to the committee on education.

Mr. Ralls presented a petition from taxpayers of the city of Chester, praying for the repeal of an act removing lots, etc., out of the city of Chester; which was

Referred to the committee on municipal affairs.

Mr. Shelton presented a petition from citizens of Cameron, praying for incorporation as a school district; which was

Referred to the committee on corporations.

Mr. Shelton presented a petition from the citizens of Monmouth, praying for an amendment to the charter of said city; which was

Referred to the committee on corporations.

Mr. Burley presented a petition from Adeline Breese and Benjamin R. Winthrop, executors of William G. Breese, deceased, praying for the issuing of certain stock to said petitioners; which was

Referred to the committee on finance.

Mr. Springer presented a resolution from the city council of Springfield, asking for the repeal of the registry law; which was

Referred to the committee on elections.

Mr. Root, from the committee of the whole, reported back House bill, No. 108, for "An act for the protection of game and fish, and for other purposes," without recommendation, and asked that the committee be discharged from the further consideration thereof.

The report of the committee was accepted, and the committee discharged from the further consideration of the bill.

Mr. Vennum moved that the enacting clause of the bill be stricken out, and,

On motion of Mr. Egan,

The motion of Mr. Vennum was laid upon the table.

Mr. Haines moved that the following proviso, submitted by Mr. North, which had been added to section one in committee of the whole, to-wit: "*Provided*, that this section shall not apply to any person killing such deer or fowls upon his own land," be laid upon the table.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas..... 72
Nays..... 50

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Barnes, Brooks, Brown of Massac, Caldwell, Campbell, Carpenter, Cary, Casey of Shelby, Cavan, Clark of Kane, Clow, Cummings, Cunningham, Curtiss, Daniele, Derrickson, Dixon, Dwight, Efner, Egan, Finley, Fleharty, Foss, Fouke, | Messrs. Fuller, Gass, Haines, Headfield, Hinchcliffe, Humphrey, Hundley, Johnston, Jones of Marshall, King of Cook, Manley, Massenberg, Mason, Mayo, McElwee, McMillan, Merritt, Miller of Kane, Morrill, Morris, Morrison of Cook, Musetter, Nelson, Phelps, | Messrs. Phillips, Powell, Price, Rice of Peoria, Rice of Sangamon, Roberts, Rodgers of Platt, Roe, Roessler, Root, Ryan, Short, Springer, Stillwell, Sullivan, Taylor, Trimble, Turner, Waite, Watkins, Williamson, Wight, Wright, Mr. Speaker. |
|--|--|--|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Ayres, Barrett, Benson, Braidon, Briscoe, Brown of Bond, Carle, Casey of Jefferson, Chandler, Clark of LaSalle, Cloud of Macoupin, Crouch, Davis, Easley, Edgcomb, | Messrs. Elder, Frew, Gaines, Galbraith, Gallagher, Gillham, Hay, Jones of Crawford, Kelly, Knobs, Landrum, Langston, McConnell, McElvain, Miller of Madison, Miller of St. Clair, Moffit, | Messrs. Morgan, Morrison of Monroe, Morse, Olson, Reese, Reinhardt, Reise of Logan, Rich, Rives, Rodgers of Madison, Rowley, Senne, Sheldon of Champaign, Stewart, Strong, Vennum. |
|--|---|---|

So the proviso was laid upon the table.

Mr. Cummings moved the following amendment :

Strike out "fifteenth day of August and the fifteenth day of December," in the first section, and insert "first day of September and the fifteenth day of January."

Which was agreed to.

Mr. Cummings moved to further amend as follows :

Strike out of the first section, "fifteenth day of August and the first day of January," and insert "first day of September and fifteenth day of January."

Which was agreed to.

Mr. Jones of Crawford submitted the following amendment :

Add to section one the following: "*Provided*, quail or Virginia partridge shall not be killed except between the first day of October and the fifteenth day of January in the following year."

Pending the consideration of which,

Mr. Turner moved that the further consideration of the bill be postponed.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas 69
Nays 45

The yeas and nays being demanded by five members.

Mr. Wight, from the committee on judicial department, submitted the following report :

The committee on judicial department, to which was referred House bill, No. 404, for "An act providing for changing names and becoming heirs," have had the same under consideration, and find that the several provisions contained in said bill are, in substance, now the law of the State, and therefore your committee have directed me to report the same back to the House, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill Laid upon the table.

Mr. Vocke, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, to-wit :

A bill for "An act to increase the jurisdiction of justices of the peace and police magistrates."

Mr. McMillan, from the committee on claims, submitted the following report :

The committee on claims, to which was referred the petition of John R. Shannon and others, praying that the sum of \$100 be paid to James M. Christian, of Randolph county, for a geological curiosity delivered to the State Geologist, beg leave to report that they have had the same under consideration, and recommend that the committee on appropriations include, in any general bill for appropriations, the sum of ten dollars, to be paid said James M. Christian, that sum being the amount the committee find due to him.

The report of the committee was concurred in.

Mr. Clark of Kane, from the committee on public charities, to which was referred House bill, No. 177, for "An act to protect the rights of the insane," reported the same back, perfected, with the recommendation that it pass.

The report of the committee was concurred in, and the bill Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for county purposes, in the several counties of the State."

Mr. Sheldon moved that the bill be referred to the committee on revenue; which motion was not agreed to.

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 520, for "An act to amend the law concerning township organization."

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and
Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Haines, from the committee on counties and township organization, to which was referred House bill, No. 498, for "An act requiring justices of the peace, police magistrates and constables, in cities having a population of one hundred thousand or more, to make report of their fees and emoluments, and to limit their compensation," reported the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Haines, from the committee on counties and township organization, to which was referred House bill, No. 389, for "An act to provide for a uniform system of abstracting titles to real estate, and to insure correctness in recording deeds," reported the same back without recommendation, and asked that the committee be discharged from its further consideration.

The report of the committee was concurred in, and the committee was discharged from the further consideration thereof.

Mr. Haines moved to suspend the rules, that he might make a motion in reference to the bill; which motion was not agreed to.

Mr. Cummings moved that the enacting clause of the bill be stricken out,

Upon which motion Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion of Mr. Cummings to strike out the enacting clause, it was agreed to.

Mr. Turner, from the committee on judiciary, to which was referred House bill, No. 482, for "An act relating to sales under powers," reported the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Turner,

The rules were suspended, the bill read a first time, and
Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Waite, from the committee on municipal affairs, to which was referred House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,'" reported the same back, without recommendation, and asked to be discharged from the further consideration of the same.

The report of the committee was concurred in, and the committee discharged from the further consideration of the same.

On motion of Mr. Rowley,

The rules were suspended, the bill read a first time, and,

On motion of Mr. Rowley,

The bill was ordered to a second reading, and 250 copies of the same ordered printed.

On motion of Mr. Miller of St. Clair,
The rules were suspended, and,

On motion of Mr. Miller of St. Clair,
The following preamble and resolutions were adopted :

WHEREAS one of those great calamities which no human power is able to foresee or avert, having visited a portion of our State, thereby causing much suffering in the loss of life and the destruction of property, rendering many families houseless and homeless ; and, whereas, this General Assembly is the immediate representative of a generous and charitable people ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we offer our sympathy and condolence to the citizens of the city of East St. Louis, in the severe losses they have sustained by the visitation of the recent tornado, and recognize it to be the duty of our citizens to offer such sympathy as will be tangible tokens of relief.

Resolved, That the Secretary of State is hereby instructed to forward a copy of these resolutions to the Mayor of the city of East St. Louis.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Haines,
The rules were suspended and

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for county purposes, in the several counties of this State,"

Was taken up and read a second time.

Mr. Haines submitted the following amendment, which was adopted:

Add the following words :

"But nothing herein shall be construed as authorizing the taxation of property allowed to be exempted by section three, of article nine, of the constitution."

Mr. Rice of Sangamon submitted the following amendment :

In line three, strike out the word "county," and insert "all ;" which motion was agreed to.

Mr. Haines moved that the rules be suspended, and the bill ordered to a third reading.

Mr. Springer moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion to suspend the rules and order the bill to a third reading, it was agreed to.

On motion of Mr. Springer,
The rules were suspended, and

The House resolved itself into the committee of the whole for the consideration of bills referred to that committee, with Mr. Turner in the chair.

After considerable time spent in the committee of the whole,
The committee rose, the Speaker resumed the chair, and,

On motion of Mr. Egan,
At 12:50 o'clock P.M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

Mr. Turner, from the committee of the whole, reported that they had had under consideration bills referred to that committee and made some progress, and ask leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted to sit again.

Whereupon,

The House resolved itself into the committee of the whole, with Mr. Turner in the chair.

After some time spent in the committee of the whole,

The committee rose and the Speaker resumed the chair.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That a joint committee, consisting of three members of the House and two members of the Senate, be appointed, to ascertain what property, in addition to what the State now owns, it will be necessary to condemn for the use of the new State House, what will be the probable damages therefor, and that said committee report to this General Assembly as early as practicable.

On motion of Mr. Barnes,

At 5:50 o'clock P. M. the House adjourned.

WEDNESDAY, MARCH 15, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Phillips.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Frew,

The further reading of the same was dispensed with.

On motion of Mr. Ralls,

Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same," was taken from the committee of the whole, and

Referred to a special committee consisting of the representatives from Randolph and St. Clair counties.

Mr. Barnes presented a petition from the circuit judge and others, for change of courts in Greene county; which was

Referred to the committee on judicial department.

The question recurring upon the motion of Mr. Cummings, to indefinitely postpone the further consideration of the bill,

It was decided in the negative, { Yeas.....18
Nays78

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs. Austin,
Barnes,
Berry,
Briscoe,
Cofer,
Cummings.**

**Messrs. Elder,
Hay,
Herdman,
Landrum,
Mayo,
Morse.**

**Messrs. Phillips,
Reese,
Roe,
Taylor,
Trimble,
Webb.**

Those voting in the negative are,

**Messrs. Brayton,
Caldwell,
Gary,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Curtiss,
Daniels,
Davis,
Dixon,
Dwight,
Edgecomb,
Ehler,
Finley,
Fleaharty,
Foss,
Fouke,
Fuller,
Gaines,
Galbraith,
Galloway,
Gass,
Haines,
Headfield,**

**Messrs. Humphrey,
Hundley,
Johnston,
Jones of Crawford,
Kelley,
King of Cook,
Knobs,
Koerner,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
McEwen,
Merritt,
Miller of St. Clair,
Morgan,
Murray,
Morrill,
Morris,
Morrison of Cook,
Musetter,
Olson,
Phelps,
Powell,
Price,**

**Messrs. Reinhardt,
Reise of Logan,
Rich,
Rives,
Roberts,
Rodgers of Platt,
Roessler,
Root,
Ross,
Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Sullivan,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Williams,
Williamson.
Wight,
Wright,
Mr. Speaker.**

So the House refused to indefinitely postpone the bill.

On motion of Mr. Powell,

Five hundred additional copies of said bill were ordered printed.

On motion of Mr. Merritt,

The rules were suspended, and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

Was taken up, and 500 copies of the same were ordered printed.

House bill, No. 365, for "An act to promote the efficiency of common schools,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 177, for "An act to protect the rights of the insane."

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 367, for "An act to fix the times of holding the terms of the circuit courts in the twenty-first judicial circuit of this State."

Was taken up, read a first time, and
Ordered to a second reading.

House bill, No. 498, for "An act requiring justices of the peace, police magistrates and constables, in cities having a population of one hundred thousand or more, to make report of their fees and emoluments and to limit their compensation,"

Was taken up, read a first time, and
Ordered to a second reading.

House bills on second reading being in order,

House bill, No. 503, for "An act to exempt property from forced sale under decrees in chancery and executions at law or in equity,"

Was taken up, read a second time, and
Referred to the committee on judiciary.

House bill, No. 447, for "An act to prevent the herding or grazing of cattle or other domestic animals belonging to citizens of one county, upon the uninclosed lands lying within the limits of another county,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 475, for "An act to amend chapter 69 of the Revised Statutes,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 511, for "An act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' "

Was taken up, read a second time, and,

On motion of Mr. Roberts,
Referred to the committee on penitentiary.

On motion of Mr. Roessler,

At 12:55 o'clock P. M., the House adjourned until 2:30 P. M., for the purpose of going into committee of the whole for the consideration of bills, in their order, referred to that committee.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Pursuant to the order of the House, at the forenoon session, the House went into committee of the whole for the consideration of bills, in their order, referred to that committee, with Mr. Root in the chair.

After considerable time spent in committee of the whole,

Mr. Root, from the committee of the whole, reported that the committee had had under consideration House bill, No. 7, for "An act for the protection of farmers and fruit-growers," and had made some amendments thereto, and recommended its passage as amended.

Mr. Waite moved a further amendment, that the words "and gardener" be inserted after the word "vinegrower;" which motion was agreed to.

Mr. Morgan moved a further amendment, as follows:

Strike out, in 5th line, "city," and insert the word "municipal;" which motion was not agreed to.

Mr. Webb moved a further amendment, as follows:

Strike out the words "by himself or agent;" which motion was agreed to.

Mr. Roberts moved to add to the section:

"All such sales shall be made subject to the sanitary and police regulations of such city or town in which any sale is made;" which motion was not agreed to.

Mr. Mason moved a further amendment, as follows:

After the word "farmer" insert the word "manufacturer," and after the word "farm" insert the word "work-shop;" which motion was not agreed to.

Mr. Haines moved to strike out the enacting clause of the bill; which motion was not agreed to.

Mr. Morrison of Monroe moved that the House concur in the amendments reported by the committee, and that the bill be ordered engrossed for a third reading, and that 250 copies of the bill, as amended, be printed; which motion was agreed to.

Mr. Root, from the committee of the whole, reported back House bill, No. 19, for "An act to regulate the reporting of the decisions of the Supreme Court of this State," with the recommendation that it pass.

The report of the committee was concurred in, and the bill

Ordered to be engrossed for a third reading.

Mr. Root, from the same committee, reported back House bill, No. 23, for "An act entitled an act to amend chapter thirty of the Revised Statutes, entitled 'Bigamy,' approved February 8, 1853," with the recommendation that it pass.

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading.

Mr. Root, from the same committee, reported back Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State," with the recommendation that it do not pass.

Mr. Miller of St. Clair moved that the bill be ordered to a third reading; which motion was not agreed to.

On motion of Mr. Root,

The bill was laid upon the table.

Mr. Miller of St. Clair entered a motion to reconsider the vote by which the House refused to order the bill to a third reading.

Mr. Root, from the committee of the whole, reported back House bill, No. 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto," with the recommendation that it pass.

On motion of Mr. Roberts,

The report of the committee was concurred in, and the bill

Ordered engrossed for a third reading.

Mr. Root, from the same committee, reported back Senate bill, No. 41, for "An act to repeal 'an act to amend an act to levy and make certain improvements on the Wabash river and its tributaries,' approved February 16, 1865, and the same approved March 7, 1867," with the recommendation that it be printed.

The report of the committee was concurred in, and

Two hundred and fifty copies ordered printed.

Mr. Root, from the same committee, reported back House bill, No. 47, for "An act to regulate the practice of medicine and surgery in the State of Illinois," with the recommendation that it do not pass.

On motion of Mr. Root,

The enacting clause of the bill was stricken out.

Mr. Root, from the same committee, reported back House bill, No. 58, for "An act to promote the science of medicine and surgery in the State of Illinois," with the recommendation that it do not pass.

Mr. Sullivan moved to strike out the enacting clause.

Mr. Edgcomb, on this motion, moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring on the motion of Mr. Sullivan, to strike out the enacting clause,

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas | 40 |
| | | Nays | 32 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Barnes,
Brown of Massac,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cofer,
Cummings,
Davis,
Dwight,
Edgcomb,
Fleharty,
Gaines,
Galbraith,

Messrs. Hall,
Haines,
Hawes,
Hundley,
Kelley,
Kenny,
King of Cook,
Landrum,
Langston,
Manley,
McConnell,
Moffit,
Morrill,

Messrs. Morris,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Olson,
Phillips,
Rives,
Roessler,
Root,
Stewart,
Watkins,
Wright.

Those voting in the negative are,

Messrs. Adams,
Burley,
Clark of Kane,
Collins,
Crouch,
Egan,
Finley,
Foss,
Fuller,
Headfield,
Herdman,

Messrs. Humphrey,
Johnston,
Jones of Marshall,
Knoles,
Koerner,
Mason,
McMillan,
Miller of St. Clair,
Morgan,
Morrison of Cook,
Roberts,

Messrs. Rowley,
Sheldon of Champaign,
Sullivan,
Trimble,
Vennum,
Vocks,
Waite,
Williams,
Williamson,
Wight.

A quorum not voting, no decision was reached.

On motion of Mr. Burley,

At 6:45 o'clock P. M., the House adjourned.

TUESDAY, MARCH 14, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. McLean.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. Rice of Peoria,

The further reading of the same was dispensed with.

Mr. McMillan presented a petition from citizens of the town of Staunton, praying for the repeal of a law relating to school matters in that town; which was

Referred to the committee on education.

Mr. Ralls presented a petition from taxpayers of the city of Chester, praying for the repeal of an act removing lots, etc., out of the city of Chester; which was

Referred to the committee on municipal affairs.

Mr. Shelton presented a petition from citizens of Cameron, praying for incorporation as a school district; which was

Referred to the committee on corporations.

Mr. Shelton presented a petition from the citizens of Monmouth, praying for an amendment to the charter of said city; which was

Referred to the committee on corporations.

Mr. Burley presented a petition from Adeline Breese and Benjamin R. Winthrop, executors of William G. Breese, deceased, praying for the issuing of certain stock to said petitioners; which was

Referred to the committee on finance.

Mr. Springer presented a resolution from the city council of Springfield, asking for the repeal of the registry law; which was

Referred to the committee on elections.

Mr. Root, from the committee of the whole, reported back House bill, No. 108, for "An act for the protection of game and fish, and for other purposes," without recommendation, and asked that the committee be discharged from the further consideration thereof.

The report of the committee was accepted, and the committee discharged from the further consideration of the bill.

Mr. Vennum moved that the enacting clause of the bill be stricken out, and,

On motion of Mr. Egan,

The motion of Mr. Vennum was laid upon the table.

Mr. Haines moved that the following proviso, submitted by Mr. North, which had been added to section one in committee of the whole, to-wit: "*Provided*, that this section shall not apply to any person killing such deer or fowls upon his own land," be laid upon the table.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas..... 72
Nays..... 50

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Brooks,
Brown of Massac,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Clark of Kane,
Clow,
Cummings,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dwight,
Efner,
Egan,
Finley,
Fleaharty,
Foss,
Fouke,

Messrs. Fuller,
Gass,
Haines,
Heafield,
Hinchcliffe,
Humphrey,
Hundley,
Johnston,
Jones of Marshall,
King of Cook,
Manley,
Massenberg,
Mason,
Mayo,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Morrill,
Morris,
Morrison of Cook,
Musssetter,
Nelson,
Phelps,

Messrs. Phillips,
Powell,
Price,
Rice of Peoria,
Rice of Sangamon,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ryan,
Short,
Springer,
Stillwell,
Sullivan,
Taylor,
Trimble,
Turner,
Walte,
Watkins,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Ayres,
Barrett,
Benson,
Bralden,
Briscoe,
Brown of Bond,
Carle,
Casey of Jefferson,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Crouch,
Davis,
Easley,
Edgcomb,

Messrs. Eider,
Frew,
Gaines,
Galbraith,
Gallagher,
Gillham,
Hay,
Jones of Crawford,
Kelly,
Knobs,
Landrum,
Langston,
McConnell,
McElvain,
Miller of Madison,
Miller of St. Clair,
Moffit,

Messrs. Morgan,
Morrison of Monroe,
Morse,
Olson,
Reese,
Reinhardt,
Reise of Logan,
Rich,
Rives,
Rodgers of Madison,
Rowley,
Senne,
Sheldon of Champaign,
Stewart,
Strong,
Vennum.

So the proviso was laid upon the table.

Mr. Cummings moved the following amendment :

Strike out "fifteenth day of August and the fifteenth day of December," in the first section, and insert "first day of September and the fifteenth day of January."

Which was agreed to.

Mr. Cummings moved to further amend as follows :

Strike out of the first section, "fifteenth day of August and the first day of January," and insert "first day of September and fifteenth day of January."

Which was agreed to.

Mr. Jones of Crawford submitted the following amendment :

Add to section one the following: "*Provided*, quail or Virginia partridge shall not be killed except between the first day of October and the fifteenth day of January in the following year."

Pending the consideration of which,

Mr. Turner moved that the further consideration of the bill be postponed.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas 69
Nays 45

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,

Barnes,
Barrett,
Benson,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Collins,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dwight,
Easley,
Edgecomb,
Elder,

Messrs. Finley,

Frew,
Funk,
Gaines,
Galbraith,
Gallagher,
Gillham,
Hay,
Jeffries,
Kelley,
Kenny,
King of Cook,
Knoles,
Landrum,
Langston,
Manley, J.
McConnell,
McElvain,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Monroe,

Messrs. Nelson,

Phillips,
Price,
Ralls,
Reese,
Reinhardt,
Rice of Logan,
Rice of Sangamon,
Rich,
Roberts,
Roe,
Roesaler,
Roes,
Short,
Springer,
Stillwell,
Strong,
Taylor,
Trimble,
Turner,
Vannum,
Watkins,
Wight.

Those voting in the negative are,

Messrs. Adams,

Braiden,
Caldwell,
Carle,
Carpenter,
Cavan,
Clark of Kane,
Cummings,
Davis,
Dixon,
Efner,
Egan,
Fiehart,
Foss,
Fouke,

Messrs. Gass,

Hall,
Haines,
Headfield,
Hincheliffe,
Hundley,
Johnston,
Jones of Crawford,
Jones of Marshall,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Morrill,
Morris,

Messrs. Morrison of Cook,

Moree,
Mussetter,
Phelps,
Powell,
Rives,
Ryan,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sullivan,
Waite,
Williamson,
Wright,
Mr. Speaker.

So the further consideration of the bill was postponed.

Mr. Rice of Sangamon moved that the rules be suspended, in order to take up House bills on third reading; which motion was not agreed to.

Mr. Morgan, from the committee on inland commerce and warehouses, submitted the following report:

The committee on inland commerce and warehouses, to which was referred House bills, Nos. 251, 268 and 279, have had the same under consideration, and instruct me to report back No. 251, perfected, with the following amended title, to-wit: A bill for "An act to regulate public warehouses, and the warehousing and inspection of grains, and to give effect to article thirteen of the constitution of this State," and recommend that the same become a law; and your committee ask to be discharged from the further consideration of said bills.

The report of the committee was concurred in, and

House bill No. 251 ordered to the committee of the whole.

Leave was granted Mr. Sullivan to withdraw his motion made yesterday, to strike out the enacting clause of House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois."

Mr. Sullivan moved that the further consideration of the bill be postponed.

Mr. Roe moved to amend the motion of Mr. Sullivan, by making the postponement until December next, if the House be then in session.

On motion of Mr. Root,

House bill, No. 53, for "An act to promote the science of medicine and surgery in the State of Illinois," was laid on the table.

On motion of Mr. Miller of St. Clair,

Senate bill, No. 33, for "An act to encourage the planting of useful trees in this State," was taken from the table, and

Referred to the committee on agriculture.

On motion of Mr. Egan,

House bill, No. 108, for "An act for the protection of game and fish, and for other purposes," the consideration of which had been postponed, was

Laid upon the table.

Introduction of bills being in order,

On motion of Mr. Neece,

The call of the roll was dispensed with, and

Mr. Ralls introduced

House bill, No. 531, for "An act to repeal 'an act to remove certain out-lots therein mentioned from within the jurisdiction of the town (now city) of Chester, in Randolph county, and to vacate parts of certain alleys therein mentioned,' approved April 1, 1869."

Which was referred to the committee on municipal affairs.

Mr. Nelson introduced

House bill, No. 532, for "An act to provide for the exercise of the right of eminent domain."

On motion of Mr. Nelson,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Massenberg introduced

House bill, No. 533, for "An act to protect the purity of elections, and punish offenders therein named."

On motion of Mr. Massenberg,

The rules were suspended, the bill read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Olson introduced

House bill, No. 534, for "An act to repeal an act entitled 'an act to provide for the completion of the Illinois and Michigan Canal, upon the plan adopted by the State in 1836,' approved February 16, 1865, and to provide that the net revenues of said canal shall be paid into the State Treasury."

On motion of Mr. Olson,

The rules were suspended, and

The bill was ordered to a first reading.

Mr. Price introduced

House bill, No. 535, for "An act to regulate the rate of interest upon judgment."

On motion of Mr. Price,

The rules were suspended, and

The bill was ordered to a first reading.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 15, 1871.*

TO HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

In compliance with a resolution of the House of Representatives, with reference to the lease of the building occupied by the House, I have the honor to transmit herewith the original proposition made by the Trustees of the Second Presbyterian Church, which proposition was accepted. This is the only contract, and it originally contained the words "and its use," after the word "building," in the second line of the second page. These words were stricken out by me, as will be seen, by erasure, before I would accept the proposition.

JOHN M. PALMER.

SPRINGFIELD, *October 1, 1871.*

GOV. JOHN M. PALMER,

DEAR SIR: The Trustees of the Second Presbyterian Church in this city will place at your disposal their church building, including the Sabbath school rooms, to be used by the House of Representatives during its next session, until they adjourn in the spring of 1871: *Provided*, the State will make such arrangements as to heating and sewerage as will be satisfactory and sufficient to make the building comfortable, and will leave the heating apparatus and sewerage arrangements in the building when the Legislature shall adjourn next spring: *And, provided, also*, the State will make such compensation for damage to the building as may be satisfactory to the Legislature: *And, also, provided*, the trustees of said church may retain the control of said building when it is not needed for legislative purposes.

Mr. Burley, from the committee on penitentiary, reported

House bill, No. 537, for "An act making an appropriation for the payment of the indebtedness of the State Penitentiary at Joliet," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Roe moved that the rules be suspended, in order to read the bill a first time now; which motion was not agreed to.

Mr. Stillwell, from the committee on railroads, submitted the following report:

MR. SPEAKER: I am instructed by the committee on railroads, to which was referred House bill No. 41, to report that they have had the same under consideration, and that on account of the idea therein advanced being new, and hitherto, so far as your committee are advised, undiscussed; and in consideration of the further fact that the said committee have not had sufficient time to give the said bill that careful consideration the importance of the subject, and the care with which it is prepared, demand at their hands, in time for its discussion on the date fixed for other bills on kindred subjects—they, therefore, beg to report the same back, with the following amendment to the third section thereof:

“ Provided, that competing railroads between the same termini may estimate the distance between said termini by the length in this State of the shortest of the said competing railroad lines, and may charge for so many miles only according to that distance,”

And respectfully recommend the bill, with the amendment, to the careful consideration of the House; and your committee would ask to be discharged from further consideration of the subject.

The report of the committee was concurred in, and,

On motion of Mr. Stillwell,

The bill was made the special order for 11 o'clock A. M. Thursday next, March 16; and 250 copies of the bill and amendment ordered printed.

Mr. Stillwell, from the committee on contingent expenses, submitted the following report:

The committee on contingent expenses having been advised that provision has been made by the bill recently passed, for the pay of fourteen clerks of standing committees of this House, while fifteen have actually been employed, and are entitled to pay, upon consideration of the facts and circumstances, find that Thomas F. Mitchell, clerk of the committee on public buildings and grounds, was among the first employed, and has been faithful and capable, and has rendered efficient service, and do therefore recommend that he be classed among the fourteen provided for in the act recently passed; and that the chairman of the committee on contingent expenses be instructed to prepare and introduce a bill for the payment of the additional clerk, and also provide in said bill for the pay of an additional fireman, not provided for in the former bill.

The report of the committee was concurred in.

Mr. McMillan, from the committee on claims, reported back House bill, No. 210, for “An act for the relief of Henry Root,” with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill
Laid on the table.

Mr. Watkins, from the committee on public buildings and grounds, submitted the following report:

To the Honorable the House of Representatives of the State of Illinois:

GENTLEMEN—The committee on public buildings and grounds having visited and personally inspected the several buildings now in course of construction, and the accounts of the several trustees in charge of the same, would respectfully submit the following report:

We first visited the Northern Insane Asylum, located at Elgin, where we made a careful examination of the building, with particular reference to the character of work done and quality of material used. It is our opinion that in each of these important particulars the best interests of the State have been subserved.

The contract they have for the erection and completion of the north wing is, in our judgment, a good one for the State, and thus far the work done under it is well and substantially done, and the materials used are of superior quality. By reference to the printed report of

the trustees, it will be seen that there is a misunderstanding between the trustees, the city of Elgin, and the authorities of the Chicago and North Western Railway Company, concerning the amount of free freights said company were to carry for the Institution.

We think, however, that this matter may be safely left in the hands of the trustees to make such disposition of as they deem proper. It will be seen by their report that they have already forwarded to the Governor a copy of the original proposition of the city of Elgin, and the correspondence which was had on the subject, and ask him to take such steps as will protect the State.

It gives us pleasure to say that, in our judgment, the affairs of this Institution have received the care and energy that characterizes the prudent business man in the transaction of his own private business, and entitles the trustees to the highest reward that can be bestowed upon the philanthropist for a faithful discharge of important public trusts. The beauty and appropriateness of the location is all that has been claimed for it, while the spring of water from which the building will be supplied is of inestimable value. We would most respectfully commend this Asylum to the favorable consideration of this House.

We next visited Pontiac, where the State Reform School is located. The building at this place is almost complete, and it is our opinion that we have at this place a good and substantial building, which has been erected on terms very favorable to the State. The treasurer of the board of trustees failed, about the first of November last, with fifty-three thousand six hundred and sixty-nine dollars and three cents (\$53,669 03) of funds in his hands, belonging to said board. It is confidently believed, however, that the official bond of said treasurer is ample security, and will save the State from loss. The board have already instituted proceedings on the bond, and hope soon to realize the full amount due the State thereon.

We wish to call attention to the fact, that notwithstanding the failure of the treasurer, and the consequent inability of the board to pay, the contractors have pushed forward the work, until the building, as before stated, is about ready for occupancy. To do this required a large amount of both labor and material, which was secured by said contractors in the belief that, as soon as possible after the meeting of this General Assembly, provision would be made for the appropriation of such a sum of money as was necessary to pay the amount due them, and relieve them from the demands pressing upon them on this account. We have reliable information that the failure to pay the contractors, and they in turn failing to pay their laborers, has been productive of great hardships in many cases, resulting in almost absolute want in some instances. We, therefore, recommend that the General Assembly take such action as will secure payment, to the contractors, of the amount due them, at the earliest practicable moment.

The committee have also visited Carbondale, where the Southern Normal University is located, and have examined the location, and the work as far as it has progressed on the building. We find the building beautifully located on an elevation, rising in handsome proportions to the west, and in full view of the line of the Illinois Central Railroad, affording an excellent view of the building and grounds to

all passers on said road. It is the opinion of your committee that the work thus far done on the building, both in the character of workmanship and quality of materials used, are entirely satisfactory, and have been done with the view of permanence and durability.

We deem it proper, in this connection, to call attention to some of the acts of the board of trustees, in reference to the selection of a location, and other matters pertaining to the establishment of this institution.

We find that the board met at Centralia, April 29th, 1869, and organized by electing a president and secretary, and authorized the secretary to advertise for proposals to secure the location. On the 14th of May, 1869, the board met at DuQuoin, and elected a treasurer. On the 1st of June, 1869, the board met at Springfield, and approved the official bond of their treasurer, and resolved to visit for inspection certain schools, east and west. In pursuance of the above resolution, Messrs. Hurd and Harris visited the Minnesota Normal School, at Winona, Minnesota, and Messrs. Bowyer and Palmer visited the schools at Ypsilanti, Oawego, Albany, and others in the east. We find no report of these gentlemen, showing the benefits derived by the institution from their extended tour, and are therefore unable to direct your attention to it. On Monday, August 3d, 1869, the board met at Carbondale, for the purpose of opening proposals for the location. After opening proposals, the board proceeded to visit the several competing points, after which, on the 25th day of August, 1869, the board met at St. Louis, to locate the institution. After balloting and failing to agree, they adjourned, and met again at Tamaroa, August 31st, 1869, and located the institution at Carbondale, in Jackson county, Illinois.

The following columns will show the estimate put upon the bid of Carbondale by the authorities thereof, on the 31st of August, 1869, the date of location; the estimate placed upon said bid by the trustees of the institution on the 26th day of November, 1869; also the estimate placed upon the same by Mr. Campbell, the contractor, in March, 1871:

| | Estimate on bid by Carbondale, August 31st, 1871, the date of location | Estimate on bid by trustees on the 26th day of November, 1869 . . . | Estimate on bid by Mr. Campbell, contractor, March, 1871. |
|---|--|---|---|
| Carbondale city bonds | \$100,000 00 | \$75,000 00 | \$65,000 00 |
| Southern Illinois College and grounds | 85,000 00 | 16,000 00 | 17,000 00 |
| 11 82-100 acres (four lots in Carbondale) | 6,000 00 | 6,000 00 | 5,500 00 |
| 240 acres land in Jackson county | 3,600 00 | } 8,500 00 | 600 00 |
| 240 acres land in Williamson county | 5,800 00 | | 1,500 00 |
| Two lots in Carbondale | 500 00 | 400 00 | 300 00 |
| Bonds of Jackson county | 50,000 00 | 10,000 00 | ..... |
| 10 acres, conditioned it be used for site | 3,000 00 | ..... | ..... |
| In stone, to be delivered at site | 500 00 | 500 00 | 500 00 |
| Freight on Illinois Central Railroad free | 25,000 00 | 25,000 00 | 15,000 00 |
| Judgment against Tamaroa | 1,280 00 | ..... | ..... |
| Totals | \$230,680 00 | \$186,400 00 | \$105,400 00 |

We are thus explicit in setting forth the several estimates placed upon this bid, for the reason that the trustees entered into a contract, on the 25th day of November, 1869, with J. M. Campbell, of Carbondale, by the terms of which the said Campbell was to build and complete the building according to plan and specifications, for the assets, comprising the bid above set forth and \$65,000 of the State appropriation. The contract is duly signed, and accompanied by a bond in the sum of two hundred and fifty thousand dollars, conditioned upon the faithful fulfillment of the contract. This bond is signed by J. M. Campbell, contractor, and twenty-one persons, the best citizens of Carbondale and Jackson county, as securities, and, as we are informed and believe, is valid and responsible. On the 9th day of November, 1869, the trustees made a full report of all their proceedings, to the Governor, who, on the 16th day of November, wrote a letter to the board, disapproving the report, and showing at length that many of the values offered by Carbondale were not to be relied upon, and should not be counted at all in determining the location, and in which letter the following language occurs:

“Extract.”—“I am clear in the opinion that the offer on the part of the city of Carbondale, to give to the trustees of the Normal University fifty thousand dollars of the bonds of Jackson county, is utterly void. The city of Carbondale has not the legal capacity to make such an agreement. Jackson county cannot legally issue the bonds. The whole must be regarded as a nullity. * * * *

“On the point of the value of all the property to which a good title may now be made, I presume it is fair to say that the four out-lots, two city lots, and two forty-acre tracts, to which good title is shown, are not worth more than..... \$7,500 00
 One hundred thousand dollars of Carbondale city bonds,
 valued at, say..... 50,000 00
 Offer of stone for building..... 500 00
 \$58,000 00

It must be understood that my estimate is upon property for which a perfect title is furnished. If to this sum is added amount of appropriation..... 75,000 00
 —an aggregate of means, subject to the control of the board, is found of..... \$133,000 00

“I do not believe the building, upon the plan proposed and referred to in your report, can be completed with the means subject to your control; and I think the time has come when I ought to say that I cannot approve of any plan for a building which cannot be completed and furnished with the money appropriated by the Legislature, and the proceeds of lands, buildings, bonds, and other values donated to the State for the purpose—as I do not believe I have the right to appropriate the public money, or contract debts for the State, without authority of law. I therefore return all the papers, laid before me, and trust that steps will be promptly taken by the trustees to discharge the duties imposed upon them by law.

JOHN M. PALMER.”

The Trustees, with this letter in their possession, proceeded to let (without advertising) a contract for the erection of the building (Mr. Flanagan, protesting). It must be remembered that the date of the Governor's letter, from which this extract is taken, bears date November 16, 1869, while the contract was made and bears date November 25, 1869.

We do not understand that it was absolutely necessary that the action of the board, in adopting a plan and making a contract, should be approved by the Governor, before they could proceed to do so; but inasmuch as they chose to counsel him in the matter, it seems to us that his advice and opinions should have had more attention given them. The Governor said, above, that the city of Carbondale had not the legal capacity to guarantee Jackson county bonds, and yet Mr. Campbell, the contractor, holds a guarantee from the city authorities of Carbondale, which, by ordinances duly passed, guarantees to him the bid as above set forth—including the Jackson county bonds—and on this guarantee Mr. Campbell relied for the bonds or their equivalent. All the facts pertaining to the Jackson county bonds were well known to Mr. Campbell, and were specially brought to his notice in the following document, which we find among the papers, indorsed "Additional stipulations on the part of J. M. Campbell," and from which we make the following extract:

"That it is expressly understood that the said Trustees of the Southern Illinois Normal University do not and will not, for themselves or for the State of Illinois, assume any responsibility for the value or the title to any of said lands or lots, nor do they or will they, for themselves or for the State of Illinois, assume or undertake any responsibility or engagement for the validity or value of the bonds of the city of Carbondale; nor will they, for themselves or for the State of Illinois, undertake or assume anything on account of any supposed bonds of Jackson county; but the said Campbell confesses himself to have full knowledge of the situation and value of all the lands, bonds, and other things which he proposes to accept for building said house, and takes them upon his own knowledge and responsibility.

Signed,

J. M. CAMPBELL."

With a full knowledge of all the facts, as he states, he has made a contract to erect the building, and has received the sixty-five thousand dollars (\$65,000) from the State appropriation, and the assets, which the trustees estimated worth \$136,400, and which he now estimates worth \$105,400. If you add to the State appropriation Campbell's own estimate of the assets, you have a total of one hundred and seventy thousand four hundred dollars (\$170,400), which amount, in the opinion of your committee, is a sum amply sufficient to have erected a good substantial building in compliance with the law, of capacity enough to have answered all the demands which could reasonably be expected to be made upon it for years to come. We are informed by Mr. Campbell, the contractor, that he has yet in his hands, assets, unexpended, to the amount of about forty-five thousand dollars (\$45,000). He claims to have done extra work, estimated to be worth twenty-three thousand five hundred and eight dollars and fifty cents, up to

this time, which estimate has been approved by the superintendent and trustees. He also says that extra work has been authorized to be put in the building, which will amount to twenty-two thousand dollars (\$22,000) in addition. This would make an aggregate of \$45,508 50 for extra work already done and authorized to be done.

Your committee have had no satisfactory showing of the items of work composing this large extra, nor have the trustees shown us any sufficient necessity for its being done. The work has progressed as far as the top of the first story above the basement, and as before stated, the character of the work is good, but the architectural style of the building is unnecessarily extravagant. The dimensions are much greater than contemplated in the law authorizing its construction. The law provided for a building not exceeding two stories in height, while the plan adopted consists of a high basement story, two full stories above it, and a Mansard roof, in which is another good story, and in which there is a large hall designed for a chapel—thus making, substantially, a four story building.

We have thus fully set out these facts that you may see what has been the course pursued by the trustees in securing the location for the building, in adopting the plan for the same, and in making the contract for its erection.

It will be apparent to the House, as it is to your committee, that there was no attention, whatever, paid to the recommendation of the Governor, that the Board must confine itself to a plan within the means subject to their control; but, on the contrary, have adopted a plan of the most uselessly extravagant character, and have exercised no sound discretion in determining the value of the various items comprising the bid of the city of Carbondale. Elsewhere, in this report, we have shown that the estimated value of the donations offered by Carbondale was far above their real value, and think that justice requires us to say, that in this particular there was no great difference between Carbondale and the other competing points. Your committee take this opportunity to protest against the pernicious practice of putting the location of State institutions up to the highest bidder.

We are clearly of the opinion that, with judicious and proper management, the State could have erected a suitable building for this Institution, with less cost to the treasury than they can now finish this building for, in addition to the amount already drawn from the treasury on its account. Any policy which authorizes towns and cities, or other small communities, to take upon themselves debts entirely disproportionate to their ability to pay, in times of local excitement such as usually prevail on occasions of this kind, is, in our judgment, so palpably bad as to need only to be stated to be apparent to every one. This is, however, not the only objectionable feature to the system.

In our investigations in this matter, we find that at many of the points competing for the location, systematic efforts have been made to corrupt the trustees and secure the location by bribery. We find this disposition prevailing to an extent that is at once disgusting and alarming.

We desire, in justice to the trustees of this institution, to state, in this connection, that we have had no satisfactory evidence to show that

they were corrupted or did receive a money or property consideration for their vote.

We desire also to state, that we fully appreciate the great advantage this institution will be to the educational interests of Southern Illinois, and deeply regret that its affairs have been so managed as to preclude the recommendation of additional appropriations by this committee at this time.

We next visited Anna, where the Southern Insane Asylum is located. We found the masons at work laying the foundation walls, one of which was almost up to the grade line. There had been no brick laid in the wall, but an examination of brick in the kiln on the ground showed that they are of good quality.

The act to locate, erect and carry on this asylum, was approved April 16th, 1869. The commissioners did not select a location until March 29th, 1870, and it will be noticed, by their printed report, that it was on the 14th day of the following July that they awarded the contract for the erection of that part of the building now in process of erection. The progress made with the work is not what we think it should have been, while the expenses for commissioners' per diem, etc., is far above a reasonable proportion of the total amount expended. By referring to the printed report of said commissioners, it will be seen that while there has been only \$15,697 08 expended for work and material, there has been expended for commissioners' per diem and expenses the sum of \$15,240 06, and for incidental expenses, the further sum of \$549 60. There is yet in the treasury, according to their report, \$62,000 of the amount appropriated by the act of 1869, and we cannot recommend any additional appropriation until some arrangement is made for a more energetic management of the work.

In pursuance of a resolution submitted by Mr. Dwight, of Marion, your committee visited Irvington, where is located the Illinois Agricultural College.

This institution was incorporated by an act of the General Assembly, approved February 21st, 1861.

By virtue of the act of incorporation, the Board of Trustees, consisting of J. W. Singleton, Thomas Quick, Wm. A. Hacker, Walter Buchanan, B. C. Renois, H. Alexander, Curtis Blakeman, James H. Stipp and Zadoc Casey, were authorized to sell certain lands donated to this State by Congress for seminary purposes. These lands, to the amount of 2,800 acres, were located in Cook and Iroquois counties, and were sold for over \$55,000. The interest accruing on deferred payments increased the assets coming into the hands of the trustees to about \$66,000. With this fund, 560 acres of land were purchased at Irvington, five miles south of Centralia, on the Illinois Central railroad, at a cost of about \$4,000. A frame building was erected on the land, which the trustees claim cost \$25,000, but which, in the opinion of your committee, did not cost to exceed \$12,000. A frame boarding house was also erected upon the land, near the so-called college building, at a cost, as claimed by the trustees, of \$10,000, but which, in the opinion of your committee, should not have cost to exceed one-half that amount. The land was broken and fenced, and has been worked up to this time.

One-half the land has been leased to Prof. French, the principal of the college, who, in consideration of the rents, conducts the school and pays all the bills. The remaining lands, consisting now of 200 acres, are leased to private parties, and the proceeds are enjoyed by a portion of the trustees, as their private property. The law incorporating the college authorized and required the trustees to open books for subscriptions of stock to the amount of \$50,000. This stock was taken, or a majority of it, by the trustees or their friends, and no part of it was ever paid in, as shown to your committee by one of the trustees. Notwithstanding this fact, the trustees have issued to Mr. Hay (one of the trustees), as his private property, \$60,000 of paid up stock in the college. Mr. Hay owns all of the stock and has complete control of the institution, and desires to transfer to the State one half of the lands, being that part upon which the building is located, and retain the other half for his services to the State.

But your committee cannot recommend this disposition of the trust. The college, as now constituted, has totally failed to meet the ends for which it was founded. The management has been of the most irresponsible, reckless and incompetent character.

The trustees have kept no accounts or books, and have failed to make any exhibit of the receipts and expenditures of the institution. The valuable seminary lands of the State have been squandered, and no satisfactory account can be given of the disposition of their proceeds. The property now owned by the college is worth not to exceed \$25,000. It cost the State \$66,000, or rather 2,800 acres of equally as valuable lands. In view of all the facts, your committee would recommend the adoption of the following joint resolution :

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be authorized to direct the Attorney General to take such legal measures as may be necessary in order to dissolve the trust created by the act incorporating the Illinois Agricultural College, to place the property in the hands of a receiver, and to secure the rights of the State in the premises.

It appears, from evidence before your committee, that only two of the trustees, Messrs Hay and Quick, have had anything to do with the management or organization of the Agricultural College. Some of the trustees have been dead several years, and cannot be held responsible for the mismanagement of the institution.

All of which is respectfully submitted.

W. C. WATKINS, *Chairman.*
JOHN D. EASTER,
WM. P. CHANDLER,
W. A. M. CROUCH,
J. G. STRONG,
JOHN W. HEAFIELD,

JEREMIAH DAVIS,
WM. H. MILLER,
WM. M. SPRINGER,
JOHN W. ROSS,
THOS. S. CASEY,
WM. B. HUNDLEY,
J. G. PHILLIPS.

The report of the committee was concurred in, and

The resolution recommended by the committee was adopted.

On motion of Mr. King of Cook,

Two thousand copies of the report was ordered printed.

Ordered that the Clerk inform the Senate of the adoption of said resolution, and ask their concurrence therein.

Mr. Cummings, from the committee on counties and township organization, reported

House bill, No. 538, for "An act to amend the law concerning township organization, so as to provide for the compensation of town officers," with the recommendation that the bill be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Price, from the committee on railroads, submitted the following report :

The committee on railroads, to which was referred House bill, No. 344, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on the railroads in this State, and to enforce section 9, of article XI. of the constitution," have had the same under consideration, and respectfully report that they had, previous to the consideration of said bill, reported to the House bills upon the same subjects, and recommended their passage, But desiring that the House may have the benefit of all intelligent suggestions upon the subjects named in the title to said bill, they respectfully report the same back for the consideration of the House, without recommendation, and your committee ask to be discharged from further consideration thereof.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 500, for "An act to provide for the preservation of the agricultural and other statistics of the United States census of the State of Illinois," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Collins, from the committee on roads, highways and bridges, reported back House bill, No. 350, for "An act concerning roads and bridges," with the recommendation that they be discharged from the further consideration of the bill.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

Mr. Collins, from the committee on roads, highways and bridges, reported back the following House bills, viz :

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways."

House bill, No. 147, for "An act to repeal an act entitled 'an act to locate a State road in the county of Cook,' approved April 17, 1869."

House bill, No. 521, for "An act to establish public highways in this State."

With the recommendation that the bills be ordered to a first reading.

The report of the committee was concurred in, and the bills
Ordered to a first reading.

Mr. Collins, from the committee on roads, highways and bridges, reported back House bill, No. 28, for "An act to authorize the laying out and establishing private roads and cartways for private and public purposes," with the recommendation that the bill be laid upon the table.

The question being upon concurring in the report of the committee, Mr. Neece moved that the bill be ordered to a first reading.

On motion of Mr. Cary,

The motion of Mr. Neece was laid upon the table.

The report of the committee was then concurred in, and the bill Laid upon the table.

Mr. Collins, from the committee on roads, highways and bridges, reported back sundry petitions, with the recommendation that they be laid on the table.

The report of the committee was concurred in, and the petitions Laid upon the table.

Mr. Collins, from the committee on roads, highways and bridges, reported back the following bills, to-wit:

House bill, No. 159, for "An act to abolish all *per capita* taxes levied for road purposes in this State."

House bill, No. 36, for "An act to provide for establishing and opening roads and cartways connected with a public road for private and public use."

House bill, No. 131, for "An act providing for the location and establishment of public highways and county lines between counties not under township organization and counties under township organization."

House bill, No. 204, for "An act providing for districting counties and appointment of supervisors for road purposes."

House bill, No. 109, for "An act to establish cartways, and to provide for condemning the right of way for the same."

House bill, No. 337, for "An act to legalize public roads and highways."

House bill, No. 132, for "An act to provide for the working of public roads and highways."

House bill, No. 142, for "An act in relation to the altering, discontinuance, or laying out of roads on county lines between counties under township organization and counties not under township organization."

House bill, No. 429, for "An act to establish and open private roads."

House bill, No. 141, for "An act to exempt pensioners from road labor."

House bill, No. 206, for "An act to lay out, alter or discontinue roads, and to assess the damage on the same."

House bill, No. 405, for "An act to provide for laying out and establishing private roads."

With the recommendation that said bills be laid upon the table.

The report of the committee was concurred in, and said bills Laid upon the table.

Mr. Collins, from the committee on roads, highways and bridges, reported back a resolution submitted by Mr. Heafield, with the recommendation that the resolution be referred to the committee on counties and township organization.

The report of the committee was concurred in, and the resolution
Referred to the committee on counties and township organization.

Mr. Vennum, from the committee on contingent expenses, reported House bill, No. 589, for "An act supplemental to 'an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,'" with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Vennum,
The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain," with a substitute for the same, and recommended that the bill, as amended by the substitute, be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

By leave,

Mr. Haines submitted the following resolution, which was adopted :

Resolved, That the clerk employed by the select committee on credentials be allowed pay, for the time of his service, at the same rate as allowed to clerks of standing committees.

Mr. Springer moved that the rules be suspended in order to introduce a resolution ; which motion was not agreed to.

Under the order of unfinished business,

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up, and the amendments recommended by the committee of the whole were adopted, the bill ordered to a third reading and the amendments ordered to be printed.

On motion of Mr. Cary,
The rules were suspended, and
Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up.

Mr. Curtiss submitted the following :

Amend section 2, line 1, by inserting after the word "Lake," the following, viz:

"McHenry, Boone, Winnebago, Stephenson, JoDavies, Carroll, Whiteside, Ogle, Lee, DeKalb, Kane and DuPage."

Mr. Olson moved to amend said amendment by adding "Henry county;" which motion was not agreed to.

The question recurring upon the amendment of Mr. Curtiss, it was agreed to.

The question being upon ordering the bill to a third reading, it was agreed to.

Introduction of bills being in order,

Mr. King of Cook introduced

House bill, No. 540, for "An act to compel railroad companies to receive, weigh and deliver grain, and permit connections so that such delivery can be made of grain and coal."

Which was referred to the committee on railroads.

Mr. King of Cook introduced

House bill, No. 541, for "An act to amend section 9. of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869."

On motion of Mr. King of Cook,

The rules were suspended, the bill read a first time, and

Referred to the representatives from the 96th representative district.

Mr. Morrison of Cook introduced

House bill, No. 542, for "An act to provide for the election of commissioners in counties which have not adopted township organization."

On motion of Mr. Morrison of Cook,

The rules were suspended, the bill read a first time, and

Referred to the committee on counties and township organization.

Mr. Morrison of Cook introduced

House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes of the year 1870."

On motion of Mr. Morrison of Cook,

The rules were suspended, the bill read a first time, and

Referred to the committee on revenue.

Mr. Root introduced

House bill, No. 544, for "An act to authorize the county boards or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals."

Which was referred to the committee on counties and township organization.

Mr. Merritt moved that the rules be suspended, in order to go into the committee of the whole; which motion was not agreed to.

Mr. Haines, by leave, from the committee on counties and township organization, reported

House bill, No. 545, for "An act to amend the law concerning township organization, so as to provide for uniformity in the organization of county boards and the election of supervisors in townships, incor-

porated towns and cities and other town offices," with the recommendation that it be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Haines,
The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, to-wit :

House bill, No. 7, for "An act for the protection of farmers and fruit-growers."

House bill, No. 19, for "An act to regulate the reporting of the decisions of the Supreme Court of this State."

House bill, No. 23, for "An act to repeal an act entitled 'an act to amend chapter thirty, of Revised Statutes, entitled 'Bigamy,' approved February 8, 1853.'"

House bill, No 34, for "An act to provide for uniformity in calculating days of grace, maturity of bills, notes, etc., and declaratory of the laws in relation thereto."

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property for county purposes, in the several counties of this State,"

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois evidence in the courts of this State."

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders."

Senate bill, No. 177, for "An act to punish officers for charging, collecting or receiving illegal fees."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court."

House bill, No. 7, for "An act for the protection of farmers and fruit-growers."

Was taken up and read a third time.

And the question being, " Shall this bill pass ?"

It was decided in the affirmative, { Yeas107
Nays..... 12

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Adams, Allen, Armstrong, Barnes, Benson, Berry, Boyd, Braidon, Brayton, Briscoe, Brown of Bond, Burley, Burnside, Campbell, Carle, Casey of Jefferson, Casey of Shelby, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cunningham, Daniels, Davis, Derrickson, Dixon, Dwight, Easley, Edgcomb, Efner, Egan, Fleharty, | Messrs. Frew, Funk, Gaines, Galbraith, Gallagher, Galloway, Gass, Gillham, Goodell, Hall, Haines, Hawes, Hay, Headfield, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Crawford, Kelly, Kenny, Knolea, Koerner, Landrum, Langston, Latimer, Manley, Massenberg, Mayo, McConnel, McElvain, McMillan, Merritt, Miller of Madison, Moffit, Morris, | Messrs. Morrison of Cook, Morrison of Monroe, Morse, Mussetter, Neece, Olson, Pixley, Pritchard, Reese, Reinhardt, Rich, Rives, Rodgers of Madison, Roesaler, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Springer, Stewart, Sullivan, Taylor, Townsend, Turner, Veonum, Vocke, Waters, Webb, Whitney, Williams, Wight, Wright, Mr. Speaker. |
|--|--|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Austin, Ayres, Caldwell, Cummings, | Messrs. Elder, Foss, Miller of Kane, Morrill, | Messrs. Phelps, Rodgers of Platt, Sanford, Williamson. |
|---|--|---|

The vote having been announced, it was ascertained that an amend-
ment to the bill had not been printed, and thereupon,

Mr. Haines moved a reconsideration of the vote by which the bill
had passed; which was agreed to.

On motion of Mr. Haines,
The amendment was ordered printed.

House bill, No. 6, for "An act to repeal the registry law, and to
establish registration in cities having ten thousand inhabitants and up-
wards,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being " Shall this bill pass ?"

It was decided in the affirmative, { Yeas122
Nays 22

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnea,
Barrett,
Benson,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Fuller,
Funk,

Messrs. Gaines,
Galbraith,
Gallagher,
Galloway,
Gasa,
Gillham,
Goodell,
Hall,
Hay,
Herdman,
Humphrey,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
Knoles,
Landrum,
Langston,
Latimer,
Manley,
Massenberg,
Mayo,
McConnell,
McElvain,
McElwee,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Olson,
Phelps,
Phillips,
Pixley,
Pritchard,
Ralls,

Messrs. Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Roessler,
Root,
Rosa,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Stewart,
Sullivan,
Taylor,
Townsend,
Turner,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Burley,
Caldwell,
Campbell,
Clark of Kane,
Dixon,
Foss,
Fouke,
Frew,

Messrs. Haines,
Heafield,
Hinchcliffe,
Hunter,
Johnston,
King of Cook,
Koerner,

Messrs. Miller of Kane,
Morris,
North,
Price,
Rodgers of Platt,
Short,
Waite.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Wright, at 5:50 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

On motion of Mr. Haines,

The rules were suspended, and

House bill, No. 43, for "An act to change the time of electing certain officers in a county therein named," which had been returned by the Governor with his objections thereto,

Was taken up, and

The question being, "Shall the bill pass, notwithstanding the objections of the Governor?"

It was decided in the negative, { Yeas..... 28
Nays.....108

Those voting in the affirmative are,

Messrs. Barnes,
Boyd,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Edgcomb,
Elder,
Gaines,
Galbraith,
Gallagher,

Messrs. Hay,
Kelley,
Kenny,
Knoles, &
Koerner,
Langston,
Manley,
McElvain,
Mussetter,

Messrs. Neece,
Pixley,
Reese,
Richardson,
Roessler,
Springer,
Stewart,
Taylor,
Turner,

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Ayres,
Barrett,
Berry,
Briden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac.
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Efner,
Egan,
Finley,
Fleharty,
Foss,
Fouke,
Fuller,

Messrs. Funk,
Galloway,
Gass,
Gillham,
Hall,
Haines,
Hawes,
Headfield,
Herdman,
Hinchcliffe,
Humphrey,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Landrum,
Latimer,
Massenberg,
Mayo,
McConnell,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Murray,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Olson,
Phillips,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherriff,
Short,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

So the objections of the Governor were sustained.

On motion of Mr. Cummings,
At 6:20 o'clock P. M., the House adjourned.

THURSDAY, MARCH 16, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. McMillan,

The further reading of the same was dispensed with.

By leave,

Mr. Vennum submitted the following resolution, which was adopted:

Resolved, That the committee on contingent expenses be and they are instructed to terminate the lease for all committee rooms rented by them for the use of standing committees of this House, at the expiration of two months from the dates respectively at which the said rooms were severally leased.

By leave,
Mr. Campbell submitted the following resolution, which was adopted:

Resolved, That the committee on municipal affairs be and is hereby requested to report back immediately to this House, House bill, No. 370, being a bill to regulate the legislative department of cities having a population of one hundred thousand or more.

Mr. Williamson presented a petition from Daniel P. Kidder and others, remonstrating against the passage of House bill, No. 87, for "An act to enable theological institutions to vest the nomination of their officers in ecclesiastical bodies;" which was
Referred to the committee of the whole, where said bill is pending.

Mr. Mason also presented a petition from the executive committee of the Chicago Theological Seminary, remonstrating against the passage of said bill; which was
Referred to the committee of the whole.

Mr. Ralls presented a petition from citizens of Kaskaskia, in relation to the commons of said town, and the levy of school tax on said commons; which was
Referred to the committee on education.

On motion of Mr. Ralls,
The report from the committee on claims, in relation to the petition of John R. Shannon, was recommitted to the committee on claims.

Leave of absence was granted Mr. Turner.

On motion of Mr. King of Cook,
The rules were suspended, and

Mr. King of Cook submitted the following:

Resolved, That the committee on penitentiary is hereby instructed to proceed at once and without delay to investigate the management of the penitentiary, at Joliet, since the first day of July, 1867, and report to this House, as soon as possible, to whom the mismanagement of the said penitentiary, since the said first day of July, 1867, is attributable, and wherein the said mismanagement consists, and to what extent the said mismanagement has been detrimental to the State. And that said committee is authorized to send for persons and papers and examine the same, and such evidence as the said committee may deem advisable. And also examine into and report all claims against the State on account of goods, wares, merchandise and materials sold and delivered to, for or on account of said penitentiary.

Mr. Crouch moved that said resolution be laid on the table.

Which was decided in the negative, { Yeas..... 9
Nays143

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Austin, Brown of Bond, | Messrs. Carpenter, Chandler, Crouch, | Messrs. Goodell, Latimer, North. |
|---|--|--|

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Davis,
Dodge,
Dwight,
Easley,
Edgcomb,
Ether,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Fouke,
Fuller,
Funk,
Gaines,
Galbraith,
Gallagher,
Galloway,
Gass,

Messrs. Gillham,
Hall,
Haines,
Hay,
Heafield,
Herdman,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knies,
Koerner,
Landrum,
Langston,
Lee,
Leith,
Manley,
Maseenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Olson,
Phelps,
Phillips,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the House refused to lay the resolution on the table.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being

House bill, No. 41, for "An act to determine the mode of estimating railroad freights,"

House bill, No. 457, for "An act to prevent unjust discrimination and extortion in the rates of freight and passenger tariff on railroads in this State,"

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State,"

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," when,

On motion of Mr. Cummings,

Said special order was postponed until 11 o'clock A. M. to-morrow, Friday, March 17th.

Mr. Brayton, at 12:15 P.M., moved that the House do now adjourn; which motion was not agreed to.

The question being upon the adoption of the resolution submitted by Mr. King of Cook,

Mr. Landrum moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of the resolution,

It was decided in the affirmative, { Yeas 149
Nays 1

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Benson,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dodge,
Dwight,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Flehart,
Foss,
Fouke,
Frew,
Fuller,

Messrs. Funk,
Gaines,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Hay,
Headfield,
Herdman,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Knobles,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musssetter,
Neece,
Olson,

Messrs. Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Vennum,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Mr. Crouch voted in the negative.

So the resolution was adopted.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the judges of the circuit and superior courts, and the State's Attorney of said county, respectively."

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children."

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards, and to provide for the extension of boulevards."

Senate bill, No. 136, for "An act relative to public parks and boulevards."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to lay before the House of Representatives a written communication, together with an accompanying document :

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 16, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

I have the honor to transmit to you, to be laid before the House of Representatives, the memorial of a number of citizens of the State, who claim to be creditors of the State Penitentiary.

It will be seen, upon reading the memorial, that no attempt is made therein to state the separate amounts due or claimed to be due to the individuals or firms whose names are thereto appended, but that the memorialists claim to represent an aggregate of demands against the Penitentiary, exceeding the sum of one hundred and sixty thousand dollars; and they also insist that the credits referred to were extended to the Penitentiary in good faith, that the delay in the payment of these demands "has become burdensome, oppressive and damaging to them," and they ask that steps be taken to provide for the immediate payment of the amounts due them.

I have no official information of the precise amounts due to any of the memorialists, nor of the consideration for which these respective debts were created, but am informed, unofficially, that several of the claims amount to some thousands of dollars, and I can understand the great inconveniences, if not positive loss, to which they may be subjected by longer delay in payment.

It appears, from the reports from the Penitentiary, that on the first day of December, 1870, there were debts against the prison to the amount of about \$332,000, and in my annual message I expressed the opinion that such debts, referring to debts contracted by the Commissioners of the Penitentiary, for feeding and clothing the convicts, and for tools, machinery, fixtures and materials, must be paid by the State.

The only doubt that can exist as to the duty of the State to pay off and discharge these debts, grows out of the provision of the constitution that prohibits contracting of debts against the State without authority of law, and that absolutely forbids the payment of debts contracted without lawful authority.

By the fourth section of "An act to provide for the management of the Illinois State Penitentiary at Joliet," approved June 28th, 1867, the Commissioners therein provided for are directed to take possession

of the Penitentiary, "and to make all necessary provisions for the feeding, clothing, guarding and safe keeping of the convicts." By the 16th section of the act, it is provided that "the warden shall attend to the fiscal concerns of the Penitentiary, under the direction of said commissioners, and shall use his best endeavors to defray all the expenses of the Penitentiary by the labor of the convicts. He shall * * * act under the direction of said commissioners in making contracts for the employment of the labor of the convicts, and for furnishing the necessary supplies for their support, and in purchasing such raw material as may be required to be manufactured by convict labor." By the 25th section of the same act, the commissioners are authorized "to contract for provisions, clothing, medicines, forage, fuel and other supplies for the Penitentiary." Under the circumstances therein mentioned, and by the 33d section, the commissioners, if unable to lease the labor of the convicts as contemplated by the act, are authorized to procure, on behalf of the State, all necessary tools, machinery and fixtures "for the carrying on of such mechanical and manufacturing business" in the Penitentiary, "and to purchase all necessary unmanufactured material, so as to keep the convicts employed."

The general and extensive authority conferred upon the commissioners and the warden to contract and make purchases on account of the Penitentiary, seems to be subject to no restriction or limit.

They are not required to purchase for cash, nor are they prohibited from contracting debts, and it is difficult to deny that they were authorized by law to contract debts for the purposes specified, and if it cannot be so denied, then the debts claimed by the memorialists are valid, legal claims against the State, and must, after full investigation, be paid from the treasury.

I think it a matter of profound regret that such large powers were conferred upon the officers named in the bill, or that they were not restricted in their expenditures to the appropriations made by the General Assembly, and the actual earnings of the Penitentiary; but unless some provision of law can be found restricting them, that has escaped my attention, they had authority to purchase, upon the credit of the State, the necessary property and articles referred to in the law, and all that the memorialists or other creditors of the Penitentiary can fairly be required to do is, to furnish to such officer or persons as may be designated by law, or to the General Assembly, by satisfactory evidence, that these debts accrued to them for such property as the commissioners or warden were authorized to purchase for the use of the Penitentiary; that such property or articles were actually delivered to them, and that the prices charged are just and reasonable.

As promptness of payment is of the highest importance to commercial men, and as the State can derive no possible advantage from delay, and will pay no interest unless a law is passed providing for its payment, I have the honor to recommend that immediate provision be made, by law, for the investigation of all claims against the State, growing out of the management of the Penitentiary, and for the prompt payment of such of them as may be found to be proper and just.

JOHN M. PALMER.

At a meeting of the creditors of the Illinois State Penitentiary, held in Chicago, Saturday, March 11, 1871, the following memorial was unanimously adopted, and a committee, consisting of Geo. S. Bowen, M. A. Farwell and B. W. Underwood, were appointed to present the same :

To the Governor, and to the Honorable the Legislature of the State of Illinois—GREETING :

The undersigned citizens, taxpayers, merchants and residents of the city of Chicago, in the rich and prosperous State of Illinois, the population and resources of which State stand fourth in the scale of States in the Union, and less in debt than any other in proportion to its population, come before their representatives now assembled at Springfield, with this our appeal for justice in the matter of credits extended in good faith to an Institution of the State, commonly known as the Penitentiary at Joliet.

Your petitioners respectfully represent that each and every one of us hold claims against said Institution for various amounts, in the aggregate reaching one hundred and sixty to two hundred thousand dollars; that the said claims are mostly due, and in many instances the time for payment has been extended from time to time, without being met; and that such default, on the part of the State, to make provision for the payment thereof, has become burdensome, oppressive and damaging to the undersigned, and a matter of very general public notoriety.

Therefore, without impugning the action of any individual, or casting any reflections upon any party or person put in the management of said Institution, your petitioners cry aloud for immediate action on the part of their representatives, whereby the necessary appropriations may be made to liquidate our just claims, and the public credit and good faith of the State may be respected by her own citizens. And your petitioners will ever pray, etc.

Hall, Kimbark & Co.
Bowen, Hunter & Winslow.
J. V. Farwell & Co.
Chapin & Foss.
Osborn & Adams.
Durand, Powers & Mead.
Grannis & Farwell.
Page & Sprague.
A. B. Meeker.
Kirk, Coleman & Co.
Gray, Clark & Co.
Culver, Page & Hoyne.
Chicago Hide and Leather Co.
Samuel Boyles.
Burley & Tyrrell.
Huntington & Thickle.
Allen & Mackey.
C. L. Rice & Co.
Tower, Millard & Decker.
Fuller, Finch & Fuller.
Champion & Post.
H. N. Holden.
Hatch, Holbrook & Co.
Emery Oil Stone Co.
W. Phillips.
J. S. Sharp.
T. M. Avery & Co.
Rogers & Co.
Chicago File Works.
Walworth, Twohig & Furse.
Illinois State Sav'gs Institution.
Becker & Hipple.
Field, Benedict & Co.

Prescott G. Hale.
Gilbert Hubbard & Co.
Edward Engle & Bro.
Alston, Devoe & Co.
Chicago Varnish Co.
W. T. Clark.
C. T. Reynolds & Co.
T. Goodwillie.
Ballard, Fast & Co.
DeGolyer & Bro.
Turner, Bristol & Co.
Page, Bro. & Co.
E. Hunt & Sons.
Maxwell, Wheeler & Co.
J. O. Parsons.
Bradner, Smith & Co.
J. W. Newell.
W. Klein.
S. W. McBride & Co.
Olement, Morton & Co.
Murphy & Tarrant.
Lafin, Butler & Co.
Cragin, Bro. & Co.
Cobb & Bro.
J. M. Van Osdel.
Singer Manufacturing Co.
Chicago & Wilmington Coal Co.
Burnham & Van Schaack.
Wood, Lawrence & Co.
Hussey, Wells & Co.
D. Bogle.
Paine & Wilder.
La Bar & Bortree.

A message from the Governor, by E. B. Harlan, Private Secretary :
 Mr. Speaker: I am directed by the Governor to lay before the House of Representatives a written communication, together with accompanying documents :

EXECUTIVE DEPARTMENT,
 SPRINGFIELD, ILL., *March 15, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

I have the honor to transmit to you, to be laid before the House of Representatives, a copy of the report of E. N. Bates, State Treasurer, and C. E. Lippincott, State Auditor, with reference to the purchase of coin made by them for the payment of the State debt, together with exhibits A, B, C, D and E, which are made a part thereof.

JOHN M. PALMER.

SPRINGFIELD, ILL., *March 13, 1871.*

HIS EXCELLENCY JOHN M. PALMER,

Governor of Illinois:

SIR—In compliance with law and your instructions of January 31, 1871, (a copy of which is hereto annexed, and marked "Exhibit A,") we have the honor to submit the following report of the purchase of coin for the payment of the principal, interest and exchange of the State debt, called in by your proclamation of January 9, 1871 :

| | |
|-----------------------|----------------|
| Amount purchased..... | \$3,100,000 00 |
| Premium paid..... | 364,547 50 |
| Commissions paid..... | 1,781 25 |

Cost of gold, including premiums and commissions....\$3,466,328 75

Average cost.....\$111 $\frac{817}{1000}$

As will be seen, the commission is less than 1-16 of one per cent.

Our purchase began on the 2d ultimo, and was completed on the 11th of the same month, and was made through the American Exchange National Bank of New York, where the State has transacted its business for more than forty years, under the advice and with the assistance of George S. Coe, President, who cheerfully gave us the benefit of his experience.

Appended hereto, and marked "Exhibit B," is a certificate of parties from whom the gold was purchased, giving the date of the purchase and the price paid, and the amount.

Also a certificate, marked "Exhibit C," from the register of the gold board, giving the price of gold during the entire period of the purchase.

We also append a letter from Geo. S. Coe, President American Exchange National Bank, relative to the purchase, marked "Exhibit D."

All of which is respectfully submitted.

ERASTUS N. BATES, *Treasurer.*

C. E. LIPPINCOTT, *Auditor P. A.*

EXHIBIT "A."

EXECUTIVE DEPARTMENT,
SPRINGFIELD, ILL., *March 15, 1871.*

GEN. ERASTUS N. BATES, *Treasurer of the State of Illinois :*

GEN. CHAS. E. LIPPINCOTT, *Auditor of Public Accounts :*

GENTLEMEN—In pursuance of the authority vested in me, by an act entitled "An act to authorize the State Treasurer and Auditor to purchase coin for the purpose of paying the State indebtedness," approved January 31, 1871, you are hereby authorized to purchase for and in behalf of the State of Illinois, at the lowest market price, the necessary coin and exchange to pay the principal and interest of the bonds of the State of Illinois, mentioned in my proclamation of date January 9, 1871.

A copy of the said act is herewith furnished you, from which it will be seen that you are required to make a detailed report of said purchases of coin and exchange, with the date of such purchase of gold coin and exchange, and also your actual expenses paid out in making such purchases, with such other facts as the Governor may require.

I have also to require that you will, with your report, also make report of all offers that may be made by any party or parties for the sale to you of coin or exchange, for the purposes of the act.

Late political events in Europe may possibly affect the market value of coin unfavorably to the State; and as they are of a very startling character, and were altogether unforeseen when my proclamation fixing the date for the payment of the public debt was issued, I feel justified in saying that I may deem it proper to revoke the proclamation aforesaid, and fix another day for such payment.

I have the honor to request that you will report, from day to day, such facts as you may think proper, on the point last referred to. When your report is received, if satisfactory, the Auditor will be directed to draw his warrant on the Treasurer for the amount paid as premium for said gold and exchange, with your expenses, as provided by said act.

Your attention is particularly invited to the fact that no commissions are to be paid to the Treasurer, Auditor, or any other State officers, for services under this act; and no commissions shall be allowed to any other person or persons whomsoever, if such gold and exchange can be bought as cheaply without paying such commission.

I take occasion to express my entire confidence in your discretion and fidelity to the interests of the State, and am,

Very respectfully, yours, etc.,

JOHN M. PALMER.

EXHIBIT "B."

Geo. S. Cox, President American Exchange National Bank.

On your orders we have purchased gold as follows:

| | | | |
|----------|---|--------------|--------------|
| Feb. 2.] | Of Assistant Treasurer United States at New York: | | |
| | \$250,000, at 111 83-100..... | \$279,575 00 | |
| | 50,000, at 111 82-100..... | 55,910 00 | |
| | Commission..... | 98 75 | |
| | | | \$335,578 75 |
| Feb. 3. | \$50,000, H. L. Horton & Co. | | |
| | 50,000, G. D. Arther..... | | |
| | 50,000, A. M. Richards..... | | |
| | 50,000, R. L. Edwards..... | | |
| | 200,000, at 111 1/2..... | \$222,250 00 | |
| | \$40,000, M. Micken..... | | |
| | 110,000, I. Brame & Co..... | | |
| | 150,000, at 111 1/2..... | \$167,625 00 | |
| | Commission..... | 218 75 | |
| | | | \$391,093 75 |
| Feb. 4. | \$10,000, Hogen & Billing.... | | |
| | 10,000, A. M. Richards..... | | |
| | 50,000, Dals & Elliott..... | | |
| | 35,000, Closson & Hays..... | | |
| | 30,000, Humbut Bros..... | | |
| | 15,000, F. Berdell..... | | |
| | 100,000, A. M. Richards..... | | |
| | 25,000, E. D. Randolph & Co..... | | |
| | 25,000, D. Tweedie..... | | |
| | 50,000, Duncan, Sherman & Co..... | | |
| | 30,000, C. B. Simmons..... | | |
| | 20,000, Humbut Bros..... | | |
| | 50,000, N. A. Prentice..... | | |
| | 20,000, D. F. Spaulding..... | | |
| | 30,000, J. & W. Seligman..... | | |
| | 15,000, Humbut Bros..... | | |
| | 15,000, Duff & Tienkin..... | | |
| | 10,000, R. Atkinson..... | | |
| | 20,000, L. S. Hallock..... | | |
| | 10,000, E. O. Read..... | | |
| | 10,000, H. Cohen..... | | |
| | 20,000, James Grant..... | | |
| | 600,000, at 111 1/2.. | \$669,750 00 | |
| | Commission..... | 375 00 | |
| | | | \$670,125 00 |
| Feb. 5. | \$50,000, H. L. Horton & Co.... | | |
| | 10,000, C. W. Betts..... | | |
| | 10,000, W. B. Farr & Co..... | | |
| | 45,000, Horton..... | | |
| | 35,000, Mitchell & Newbold..... | | |
| | 10,000, Hatch & Foote..... | | |
| | 50,000, F. Brainer & Co..... | | |
| | 25,000, Duff & Tienkin..... | | |
| | 25,000, Hatch & Foote..... | | |
| | 10,000, Duff & Tienkin.. | | |
| | 20,000, Eames & Moore..... | | |
| | 10,000, N. S. Prentice..... | | |
| | 50,000, John Bowen..... | | |
| | 50,000, W. Galway..... | | |
| | 400,000, at 111 1/2..... | \$447,000 00 | |
| | Commission..... | 250 00 | |
| | | | \$447,250 00 |
| Feb. 6. | \$50,000, Van Schaick..... | | |
| | 25,000, C. Meyer & Co..... | | |
| | 75,000, F. Brainer & Co..... | | |
| | 110,000, Osborn & Cammack... | | |
| | 90,000, A. M. Richards..... | | |
| | 330,000, at 112..... | \$392,000 00 | |
| | Commission..... | 218 75 | |
| | | | \$392,218 75 |
| | 100,000, H. R. Chandler at 111 1/2..... | \$111,875 00 | |
| | Commission..... | 62 50 | |
| | | | \$111,937 50 |

Exhibit "B"—Continued.

| | | | |
|----------|---|--------------|----------------|
| Feb. 7. | \$50,000, Barney Raymond & Co..... | | |
| | 50,000, F. G. Yzquierd..... | | |
| | 120,000, H. A. Yzquierd..... | | |
| | 25,000, W. M. Patterson..... | | |
| | 55,000, H. C. Fuller & Co..... | | |
| | \$300,000, at 111½..... | \$335,250 00 | |
| | 100,000, at 111½, Thompson..... | 111,875 00 | |
| | Commission..... | 250 00 | |
| | | | \$447,375 00 |
| Feb. 8. | 200,000, at 111½, Chas. Meyer & Co..... | \$223,600 00 | |
| | 200,000, at 111½, Robert Baile..... | 223,250 00 | |
| | Commission..... | 250 00 | |
| | | | 447,000 00 |
| Feb. 11. | 100,000, at 111½, F. Brainer & Co..... | \$111,875 00 | |
| | \$95,000, Julius Molter..... | | |
| | 5,000, Schaffer Bros..... | | |
| | 100,000, at 111½..... | 111,750 00 | |
| | Commission..... | 125 00 | |
| | | | 223,750 00 |
| | \$3,100,000. Average, 111 817-1000..... | | \$3,465,325 75 |

Respectfully,
MAXWELL & GRAVES.

EXHIBIT "C."

NEW YORK GOLD EXCHANGE,
New York, February 12, 1871.

QUOTATIONS TAKEN FROM THE OFFICIAL REGISTER OF THE NEW YORK GOLD EXCHANGE.

| | | | | | |
|---------|-----------------|------|----------|-----------------|------|
| 1871. | | | 1871. | | |
| Feb. 2. | 10.00 A. M..... | 111½ | Feb. 7. | 1.02 P. M..... | 111¾ |
| " | 10.30 "..... | 111½ | " | 2.00 "..... | 111¾ |
| " | 11.03 "..... | 111½ | " | 3.00 "..... | 111¾ |
| " | 11.39 "..... | 111½ | Feb. 8. | 10.00 A. M..... | 111¾ |
| " | 12.03 P. M..... | 111½ | " | 11.00 "..... | 111¾ |
| " | 1.05 "..... | 111½ | " | 12.00 M..... | 111¾ |
| " | 1.10 "..... | 111½ | " | 1.00 P. M..... | 111¾ |
| " | 2.16 "..... | 111½ | " | 2.00 "..... | 111¾ |
| " | 3.00 "..... | 111½ | " | 3.00 "..... | 111¾ |
| Feb. 3. | 10.00 A. M..... | 111½ | Feb. 9. | 10.00 A. M..... | 111¾ |
| " | 11.37 "..... | 111¾ | " | 11.00 "..... | 111¾ |
| " | 12.00 M..... | 111¾ | " | 12.00 M..... | 111¾ |
| " | 1.00 P. M..... | 111¾ | " | 1.00 P. M..... | 111¾ |
| " | 2.00 "..... | 111¾ | " | 2.00 "..... | 111¾ |
| " | 3.00 "..... | 111¾ | " | 3.00 "..... | 111¾ |
| Feb. 4. | 10.00 A. M..... | 111½ | Feb. 10. | 10.00 A. M..... | 111¾ |
| " | 10.05 "..... | 111¾ | " | 11.00 "..... | 111¾ |
| " | 11.00 "..... | 111¾ | " | 11.20 "..... | 111¾ |
| " | 12.03 P. M..... | 111¾ | " | 12.00 M..... | 111¾ |
| " | 1.03 "..... | 111¾ | " | 1.00 P. M..... | 111¾ |
| " | 1.39 "..... | 111¾ | " | 2.00 "..... | 111¾ |
| " | 2.24 "..... | 111¾ | " | 2.30 "..... | 111¾ |
| " | 3.00 "..... | 111¾ | | | |
| Feb. 6. | 10.00 A. M..... | 112 | | (ADJOURNED.) | |
| " | 11.04 "..... | 112¾ | | | |
| " | 11.31 "..... | 112¾ | Feb. 11. | 10.00 A. M..... | 111¾ |
| " | 12.00 M..... | 112 | " | 10.14 "..... | 111¾ |
| " | 1.11 P. M..... | 112¾ | " | 10.31 "..... | 111¾ |
| " | 2.13 "..... | 111¾ | " | 11.07 "..... | 111¾ |
| " | 3.00 "..... | 112 | " | 12.07 P. M..... | 111¾ |
| Feb. 7. | 10.00 A. M..... | 112 | " | 1.00 "..... | 111¾ |
| " | 10.30 "..... | 111¾ | " | 2.00 "..... | 111¾ |
| " | 12.03 P. M..... | 111¾ | " | 3.00 "..... | 111¾ |

I certify that the above is correct.
J. C. MUSEUM,
Register, N. Y. Gold Exchange.

EXHIBIT "D."

THE AMERICAN EXCHANGE NATIONAL BANK,
New York, *February 13, 1871.*HON. E. N. BATES, *Treasurer.*HON. C. E. LIPPINCOTT, *Auditor State of Illinois.*

GENTLEMEN: In compliance with your instructions, and under your personal supervision, I have purchased through Messrs. Maxwell & Graves, brokers regularly employed to do the business of this bank, \$3,100,000 in gold coin, as per their statement inclosed herein, costing in currency \$3,466,328 75.

This amount of gold coin is now in our vault, to the credit and subject to the order of Hon. E. N. Bates, Treasurer of State.

I have procured and inclose herewith a certified statement of the Register of the Gold Exchange, showing the daily quotations of the sales of gold in this city from the 2d to the 11th instant, inclusive, being the entire time engaged in purchasing said gold.

As the method of proceeding in this purchase was left, in a great degree, to my discretion, I have adopted the agency that we invariably use in such transactions for this bank, and in fact the only kind of agency by which it could be fairly and honorably done.

The result has fully demonstrated the propriety of the course adopted, and will, I feel assured, meet the approbation of all.

Very respectfully,

Your obedient servant,

GEO. S. COE, *President.*

EXHIBIT "E."

STATE OF ILLINOIS,

TREASURER'S OFFICE, SPRINGFIELD, *March 13, 1871.*

| STATE OF ILLINOIS, | DR. |
|---|--------------|
| To ERASTUS N. BATES, <i>Treasurer</i> : | |
| To premium on three millions one hundred thousand dollars, gold, for payment of principal, interest and exchange of State debt called in by proclamation of Governor John M. Palmer, January 9, 1871..... | \$364,547 50 |
| Commission on the same..... | 1,781 25 |
| Expenses of General C. E. Lippincott to New York, while there, and returning..... | 500 00 |
| Expenses of General Erastus N. Bates, to New York, while there, and returning..... | 500 00 |
| Telegraphing..... | 24 70 |
| Total | \$367,853 45 |

WE HEREBY CERTIFY that the above account is correct and properly chargeable to the State Debt account.

ERASTUS N. BATES,
*Treasurer.*C. E. LIPPINCOTT,
*Auditor.*APPROVED:
JOHN M. PALMER.

Leave of absence was granted Messrs. Hickox and Remsberg.

On motion of Mr. Campbell,

At 12:25 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Haines moved that the rules be suspended in order to read House bill, No. 536, for "An act to provide for an investigation of the discipline and management of the State Penitentiary, and the financial condition thereof, and to make an appropriation to pay the expenses thereof," a second time,

Which motion was agreed to.

Mr. Barnes moved that the vote just taken, be reconsidered ; which motion was agreed to.

Mr. Casey moved the previous question.

And the question being, " Shall the main question be now put ? " it was decided in the affirmative.

The question recurring upon the motion of Mr. Haines, to suspend the rules in order to read said bill a second time, it was agreed to ; and thereupon,

House bill, No. 536, for "An act to provide for an investigation of the discipline and management of the State Penitentiary, and the financial condition thereof, and to make an appropriation to pay the expenses thereof,"

Was taken up and read a second time.

Amendments were then proposed as follows :

By Mr. Haines :

To amend section seven, by striking out "ten" and insert "five."

By Mr. Miller of St. Clair :

To amend section one, by making the joint committee consist of two members from the Senate and three from the House.

By Mr. Cummings :

To strike out "seven" and insert "eight," and also strike out "four" and insert "five," in section one.

The bill and amendments were then referred to the committee of the whole, and 500 copies of the bill and amendments were ordered to be printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof."

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS one of those great calamities which no human power is able to foresee or avert, having visited a portion of our State, thereby causing much suffering in the loss of life and the destruction of property, rendering many families houseless and homeless; and, whereas, this General Assembly is the immediate representative of a generous and charitable people; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we offer our sympathy and condolence to the citizens of the city of East St. Louis, in the severe losses they have sustained by the visitation of the recent tornado, and recognize it to be the duty of our citizens to offer such sympathy as will be tangible tokens of relief.

Resolved, That the Secretary of State is hereby instructed to forward a copy of these resolutions to the Mayor of the city of East St. Louis.

Leave of absence was granted Messrs. Sullivan, Morrison of Cook and Dixon.

Mr. King of Cook presented a petition from P. Baurur and others, protesting against any legislation on the subject of the South Park, whereby any additional taxes are to be raised, either by general or special assessments; which was

Referred to the representatives of the 96th representative district.

Mr. Springer presented a petition from G. W. Hutton and others, remonstrating against the passage of "An act entitled 'an act to protect the people of the State of Illinois from empiricism and imposture in the practice of medicine and surgery ;' " which was

Referred to the committee on miscellaneous subjects.

Mr. Egan, from the committee on insurance, submitted the following report :

The committee on insurance have had under consideration the subject of a general law for the incorporation and the government of fire, marine and inland navigation insurance companies, and instruct me to report the following bill :

House bill, No. 546, for "An act to provide for an insurance department, and the appointment of a commissioner thereof."

Also, the following bill :

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois, and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' "

With the recommendation that the bills be ordered to a first reading.

The report of the committee was concurred in, and the bills
Ordered to a first reading.

Mr. Egan, from the committee on insurance, reported back the following bills :

House bill, No. 9, for "An act for the better security and protection of persons insuring their lives ;" also,

House bill, No. 57, for "An act to facilitate collection of insurance policies, and regulate the practice in suits thereon;" also,

House bill, No. 194, for "An act to prevent fraud in the management of the Insurance Department."

With the recommendation that said bills be laid on the table.

The report of the committee was concurred in, and the bills

Laid upon the table.

Mr. Egan, from the committee on insurance, reported back House bill, No. 102, for "An act to further regulate life insurance in the State of Illinois," without recommendation.

On motion of Mr. Vocke,

House bill, No. 102, for "An act to further regulate life insurance in the State of Illinois," was

Ordered to a first reading.

Mr. Egan, from the committee on insurance, reported back House bill, No. 222, for "An act to repeal section 7 of an act entitled 'an act to organize and regulate the business of life insurance,' approved March 26, 1867," with the recommendation that it be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Egan, from the committee on insurance, submitted the following report:

The committee on insurance, to which was referred sundry petitions, having duly considered the prayers thereof, and having provided for so much therein as they deemed proper, in the general bill reported, have instructed me to report the same back, with the recommendation that the petitions be laid on the table.

The report of the committee was concurred in, and the petitions

Laid upon the table.

Mr. Derrickson, from the committee on appropriations, reported back Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river," with the recommendation that it be ordered to a second reading.

Mr. Finley, from the committee on appropriations, submitted the following minority report:

The undersigned, minority of the committee on appropriations, to which was referred Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal, and to make an appropriation for the improvement of the Illinois river," would beg leave to report that from the examination they were able to give the bill in committee, they were unable to agree with the majority in their recommendation. We believe the bill, as it stands, is open to many grave objections; that it does not conform to the constitution in providing for the appointment of Commissioners, which is one subject, and making a large appropriation of money, which is another and quite a different subject. The constitution says: "No act hereafter passed shall embrace more than one subject, and that shall be ex-

pressed in the title." We think this bill is open to numerous other serious objections; but as objections raised against this bill might, in some measure, be avoided in another, we would wish to examine the question, whether, under and in conformity with our present constitution, this Legislature can legally pass any law for the purpose of making improvements in the Illinois river, and whether it would be expedient to do so if the Legislature had the constitutional power. And first: Is it constitutional to make these improvements? The constitution says: "The Illinois and Michigan Canal shall never be sold, or leased, until the specific proposition for the sale or lease thereof shall first have been submitted to a vote of the people of the State at a general election, and shall have been approved by a majority of all the votes polled at such election. The General Assembly shall never loan the credit of the State, or make appropriations from the treasury therefor in aid of railroads or canals."

This is regarded by the undersigned as a direct prohibition of *aid* to the *canal*, and when taken with the spirit of the whole instrument, and with the debates in the convention that framed it, will, we think, render it quite plain; for during the greater part of the debates the "rivers" were named with the canal, as may be seen in the following section, which we quote:

"Section —. The Illinois and Michigan Canal, and any addition or extension that may be made thereto, *and the navigable waters of the State*, shall never be sold, leased or otherwise disposed of, to any person, or corporation whatever, but shall remain forever the property of the people of this State, and under their management and control: *Provided, however*, nothing herein shall be construed to interfere with any existing rights, nor to prevent the State from entering into any compact with the United States for the improvement and use of said waters, or any of them."

This section provides that neither the rivers nor the canal should be sold, and they were kept together during the debates, until it was demonstrated that the rivers could not be sold, when, of course, it was unnecessary to prohibit the sale. This fact, taken in connection with the frequent denunciation and repudiation by the members of the convention of a system of internal improvements by the State, and their continued and persistent efforts to restrict legislative squandering, would go far to show that the framers of the constitution intended to prohibit this contemplated improvement of the Illinois river in *aid* of the *canal*. But aside from the constitutionality, is it expedient to make these improvements? The ordinance of 1787 provides that "the navigable waters leading into the Mississippi and St. Lawrence, and the carrying places between the same, shall be common highways and forever free, as well to the inhabitants of said territory as to the citizens of the United States and those of any other States that may be admitted into the confederacy, without any tax impost or duty therefor."

So it will be seen that we of Illinois have just as good a right to the free navigation of the Illinois river as the people of South Carolina. Mr. Medill, in the constitutional debates, says: "The (Illinois) river,

as a navigable stream, is under the jurisdiction of the United States government, but with the consent of the United States we may improve that river and own the property we put upon it."

We might well suppose we could get all the rivers in the Union, if not all on the "great globe itself," on these terms. What do you legislators say to this fine opportunity? Shall we, "with the consent of the United States," appropriate three or four hundred thousand dollars to improve this "highway of nations"—this "common highway?" Shall we launch out once more, as in "days o' lang Syne," in a grand system of internal improvements by the State, in order to bankrupt the State; or shall we follow the councils of sober wisdom, and let the oppressed producers of our State have a short respite from onerous taxation?

To you, legislators, the people now look to stem this torrent that is setting in upon us, to which time will only give strength, until it will sweep all before it. Your example now will make a precedent for those that will come after you, and whatever the present recipients of your repulses may think, *their* posterity, as well as *your own*, we confidently believe, will applaud you for them. Warned by the errors of the past, and guided by its experience, and by the wisdom of the present, you can well wait with confidence the verdict of posterity.

THOMAS FINLEY.

On motion of Mr. Derrickson,

The bill was ordered to a second reading.

Mr. Short, from the committee on revenue, submitted the following report:

The committee on revenue, to which was referred House bill, No. 14, for "An act for the assessment of property, and for the levy and collection of taxes," have had the same under consideration, and have directed me to report the same back, with the recommendation that it lie on the table. The committee have also directed me to offer the accompanying bill as a substitute therefor, with the recommendation that the substitute pass.

The report of the committee was concurred in, and

House bill No. 14 was laid upon the table, and the substitute, House bill, No. 548, for "An act for the assessment of property, and the levy and collection of taxes," was

Ordered to a first reading.

On motion of Mr. Short,

The rules were suspended, and

Four thousand copies of the same ordered printed, 3000 of which to go to the Auditor of State for distribution.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with

necessary fittings, and for insurance and library," have had the same under consideration, and have amended the same by requiring that the account rendered by the superintendent of said hospital shall be verified by affidavit, and have instructed me to report the same back, as amended, to the House, and recommend that it be substituted for House bill No. 121, upon the same subject, and that it be passed.

The report of the committee was concurred in, the amendment adopted, and the bill, as amended,

Ordered to a second reading.

On motion of Mr. Cloud of Morgan,

The rules were suspended, the bill read a second time, and Referred to the committee of the whole.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred House bill, No. 315, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years," have had the same under consideration, and have amended the same, and have instructed me to report the same back to this House, and ask the concurrence of the House in said amendment. Said committee further recommend that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill, as amended,

Ordered to the committee of the whole.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 59, for "An act to transfer the State debt fund and interest fund to the revenue fund," have had the same under consideration, and have instructed me to report the same back to the House, and recommend that the same be passed.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three," have had the same under consideration and have amended the same, and have instructed me to report the same back, as amended, and recommend that the same be substituted for House bill No. 220, upon the same subject, and that the same be passed.

The report of the committee was concurred in, and the amendment adopted, and the bill, as amended,

Ordered to a second reading.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1, 1871, to July 1, 1873," have had the same under consideration, and have amended the same by adding to section one of said bill the following words, to-wit:

"Verified by the affidavit of said superintendent."

And have instructed me to report the same back to this House, as amended, and recommend that the same be substituted for House bill No. 200, and that the same be passed.

The report of the committee was concurred in, and the amendment adopted, and the bill, as amended,

Ordered to a second reading.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb," have had the same under consideration, and have amended the same by inserting in fifteenth line, after the words "preceding quarter," the following words, to-wit:

"Verified by the affidavit of the principal of said institution."

And have instructed me to report the same back to this House, as amended, and recommend that the same be substituted for House bill No. 77, upon the same subject, and that the same be passed.

The report of the committee was concurred in, and the amendment adopted, and the bill, as amended,

Ordered to a second reading.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution at Jacksonville," have had the same under consideration, and have amended the same as follows, to-wit:

In section one, strike out "twenty-five thousand (\$25,000) dollars," and insert in lieu thereof "forty-five thousand dollars, or so much thereof as may be necessary for the reconstruction, heating and plumbing of said south wing."

Your committee have further amended said bill by adding an emergency clause thereto, and have instructed me to report the same back, as amended, and recommend the passage of the same.

Mr. Campbell moved the previous question on the adoption of the amendments.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the adoption of the amendment, it was agreed to, and the bill, as amended,

Ordered to a second reading.

On motion of Mr. Sanford,

The vote was reconsidered by which Senate bill, No. 174 was ordered to a third reading, and,

On motion of Mr. Sanford,

The bill was recommitted to the committee on judiciary.

Mr. Price, from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 333, for "An act in relation to the establishment of gas companies," have had the same under consideration, and beg leave to report the same back, recommending that it do not pass.

The report of the committee was concurred in, and the bill

Laid upon the table.

Mr. Campbell, from the special committee on adjournment, submitted the following report:

The special committee, to which was referred certain resolutions looking to a temporary adjournment, and upon which your committee submitted a report, which, after consideration by the House, in connection with said report, were recommitted, beg leave to report that they have again had the subject under consideration, and respectfully submit the following resolution and ask the concurrence of the House therein:

Resolved by the House of Representatives, the Senate concurring herein, That on the 29th day of March, this General Assembly do adjourn until Tuesday, the 9th day of May, and that at said adjourned session the following subjects only (if not previously disposed of) shall be considered, in such order as the Senate and House, respectively, at that time shall determine. The Senate to act upon bills passed by the House, and the House to act upon bills passed by the Senate, and then upon the following subjects, to-wit:

Expenses of State Government.

Railroad laws, in regard to tariffs, etc.

Municipal and other corporations.

Appropriations—revenue.

Eminent domain.

State prison and reformatory institutions.

Legislation pertaining to agricultural interests.

Canal, etc.

Warehouses.

Fees and salaries.

Roads, highways and bridges.

Drainage.

Your committee would further recommend that the committee on contingent expenses be instructed to inquire into the practicability of dispensing with committee clerks and assistant engrossing and enrolling clerks, firemen, one assistant clerk of the House, one assistant postmaster and two of the assistant door-keepers or policemen, during said adjourned session. The committee respectfully submit the foregoing as a partial report, and ask leave to sit again.

J. L. CAMPBELL,
W. R. MORRISON,
JOHN N. McMILLAN,
THOS. J. TURNER,
O. F. PRICE,
T. M. MORSE,
ADDISON GOODELL.

On motion of Mr. Cummings,

The further consideration of the report was postponed until eleven o'clock A. M. Tuesday next, March 21.

Mr. Waite moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

On motion of Mr. Galbraith,

The rules were suspended, and

House bill, No. 520, for "An act to amend the law concerning township organization,"

Was taken up, read a second time, and,

On motion of Mr. Galbraith,

The rules were further suspended, and the bill

Ordered to be engrossed for a third reading.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Waite,

The rules were suspended, and

House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Springer, at 5 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Campbell moved that when this House adjourn it will adjourn until 7:30 o'clock P. M.; which motion was not agreed to.

The message from the Governor relating to a memorial from creditors of the penitentiary, was taken up and read, and,

On motion of Mr. Miller of St. Clair,

The message was referred to the committee on penitentiary, and 500 copies of the same ordered printed.

The message from the Governor relating to the Eye and Ear Infirmary, was taken up and read, and,

On motion of Mr. Miller of St. Clair,

The message was referred to the committee on public charities.

The message from the Governor relating to the lease of the church occupied by this House, was taken up and read, and

Referred to the committee on claims.

The message from the Governor containing communication from the Treasurer and Auditor of State in relation to the purchase of coin, was taken up, and

Five hundred copies of the same ordered printed.

Introduction of bills being in order, the call of the roll was dispensed with, and

Mr. Phelps introduced
House bill, No. 549, for "An act to define and punish the offense of embezzlement."

Which was referred to the committee on judiciary.

Mr. Morrison of Cook introduced
House bill, No. 550, for "An act to provide for the regulation of pawnbrokers in the State of Illinois."

Which was referred to the committee on judiciary.

Mr. McMillan introduced
House bill, No. 551, for "An act to provide for the sale of real estate in pursuance to judgments, orders and decrees of court."

Which was referred to the committee on judiciary.

Mr. Dodge introduced
House bill, No. 552, for "An act to amend an act entitled 'an act to incorporate the city of Highland Park.'"

Which was referred to the committee on municipal affairs.

Mr. Vocke introduced
House bill, No. 553, for "An act defining the manner of summoning juries before justices of the peace and police magistrates."

Which was referred to the committee on municipal affairs.

Mr. Price introduced
House bill, No. 554, for "An act to amend section 3 of an act entitled 'an act to legalize ten per cent. interest when it is agreed upon between the parties,' approved January 31, 1857."

Which was referred to the committee on judiciary.

House bills on first reading being in order,
House bill, No. 537, for "An act making an appropriation for the payment of the indebtedness of the State Penitentiary at Joliet,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

Mr. Casey of Jefferson, at 5:20 P.M., moved that the House do now adjourn; which motion was not agreed to.

Mr. Campbell moved that when the House adjourn, it adjourn until 7:30 o'clock P. M.,

Which was decided in the negative, { Yeas..... 47
Nays 87

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--------------------|-------------------|-------------------------|
| Messrs. Armstrong, | Messrs. Hay, | Messrs. Relse of Logan, |
| Austin, | Headfield, | Rice of Peoria, |
| Ayres, | Humphrey, | Roberts, |
| Benson, | Langston, | Ross, |
| Boyd, | Mason, | Schwartz, |
| Burley, | McConnell, | Senne, |
| Caldwell, | McMillan, | Stewart, |
| Campbell, | Moffit, | Sullivan, |
| Carpenter, | Morrill, | Vennum, |
| Collins, | Morrison of Cook. | Vocke, |
| Crouch, | Mussetter, | Waite, |
| Dixon, | North, | Waters, |
| Edgcomb, | Phelps, | Whitney, |
| Funk, | Pritchard, | Williamson, |
| Gallagher, | Reese, | Wight. |
| Haines, | Reinhardt, | |

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barrett,
Berry,
Briden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Cunningham,
Dodge,
Dwight,
Easley,
Esner,
Elder,
Finley,

Messrs. Fleharty,
Foss,
Fonke,
Fuller,
Gaines,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Herdman,
Hinchcliffe,
Hunter,
Jeffries,
Johnston,
Kelley,
Kenny,
King of Jersey,
Knole,
Landrum,
Latimer,
Manley,
Massenberg,
McElvain,
McElwee,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,

Messrs. Morris,
Morrison of Monroe,
Neece,
Olson,
Powell,
Ralls,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Rodgers of Madison,
Roesler,
Rowley,
Ryan,
Sanford,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stillwell,
Taylor,
Townsend,
Trimble,
Watkins,
Webb,
Williams,
Wright.

So the House refused, when it should adjourn, to adjourn to 7:30 P. M.

Leave of absence was granted Mr. Vocke.

On motion of Mr. Rice of Sangamon,

At 5:35 o'clock P. M., the House adjourned.

FRIDAY, MARCH 17, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Dr. Hale.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. Crouch,

The further reading of the same was dispensed with.

On motion of Mr. King of Cook,

The rules were suspended, and

Mr. King of Cook, from the special committee consisting of the representatives of the 96th representative district, reported back House bill, No. 541, for "An act to amend section 9 of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869," with the recommendation that the bill be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

On motion of Mr. King of Cook,

The rules were further suspended, the bill read a second time, and,

On motion of Mr. King of Cook,

The rules were still further suspended, and the bill

Ordered to be engrossed for a third reading, and 250 copies of the same ordered printed.

Leave of absence was granted Messrs. Wright, Hawes, Rodgers of Madison, Cummings, Watkins, and King of Cook.

On motion of Mr. Vennum,

The rules were suspended, and

House bill, No. 539, for "An act supplemental to 'an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,'"

Was taken up, read a second time, and,

On motion of Mr. Vennum,

The rules were further suspended, and the bill

Ordered to a third reading, and 250 copies of the same ordered printed.

By leave,

Mr. Miller of St. Clair, from the special committee consisting of the representatives from St. Clair and Randolph counties, submitted the following report:

The select committee, consisting of the members from St. Clair and Randolph, to which was referred Senate bill No. 150, have instructed me to report the same back, with the following amendments, and ask the concurrence of the House. (The amendments herein proposed refer to Senate printed bill, No. 150.)

In section 4, in line 4, after the word "bond," add the following words, "in double the amount of money that may come into his or their custody from the sale of such commons."

In section 5, in line 2, after the word "secured," add the following words, "by mortgage or deed of trust on real estate in double the value of such loan."

In section 6, in line 4, after the word "necessary," add the following words, "but not oftener than once in twelve months."

In same section, in line 5, strike out the word "ten" and insert the word "twenty."

In same section, in lines 6 and 7, strike out the words "by the publication of such notice or posting the same up in three," and insert the words "such notice to be printed and posted up in at least six."

In same section, in line 9, strike out the words "a majority of the inhabitants qualified to vote at ordinary elections," and insert the words "two-thirds of all the votes cast at any such election."

In same section, in line 11, after the word "commons," add the words "or of any designated portion thereof."

In same section, in line 10, strike out the word "vote" and insert "be."

The report of the committee was concurred in, and,

On motion of Mr. Cummings,

The bill and amendments were referred to the committee of the whole.

Mr. Egan presented a petition from Gray & Burbank, and other business men of Chicago, remonstrating against the passage of "An act prohibiting foreign insurance companies, whose charters or the laws of the State where located, do not allow them to loan their funds in the State of Illinois, from doing business in this State;" which was

Referred to the committee on insurance.

Mr. Mayo presented a petition from R. J. Sanders and others, remonstrating against the passage of "An act to protect the people of the State of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was

Referred to the committee on miscellaneous subjects.

Mr. Brown of Massac presented sundry petitions from Massac county, praying for the passage of a law similar in its provisions to the temperance law now in force in the State of Ohio; which was

Referred to the special committee on temperance.

Mr. Dodge, from the committee on agriculture, submitted the following report:

The committee on agriculture, to which was referred House bill, No. 494, for "An act to prevent the cutting of timber on the land of another, and define the punishment for so doing," have had the same under consideration, and have instructed me to report the same back, with a recommendation that it lie on the table and the committee be discharged from its further consideration.

The report of the committee was concurred in, and the bill
Laid upon the table.

Mr. Dodge, from the committee on agriculture, submitted the following report:

The committee on agriculture, to which was referred House bill, No. 146, for "An act to amend an act entitled 'a bill for a general act of incorporation of agricultural and horticultural societies, and associations for improving the breeds of domestic animals,' approved February 15, 1855," have had the same under consideration, and have instructed me to report the same back, with a recommendation that it lie upon the table and the committee be discharged from its further consideration.

The report of the committee was concurred in, and the bill
Laid upon the table.

Mr. Dodge, from the committee on agriculture, submitted the following report:

The committee on agriculture, to which was referred House bill, No. 355, for "An act to establish police regulations in regard to dogs," have had the same under consideration, and have instructed me to report the same back, with amendment, and recommend its passage as amended.

The report of the committee was concurred in, and the amendment was adopted, and the bill, as amended,

Ordered to a first reading.

Mr. Koerner, from the committee on judiciary, reported back House bill, No. 272, for "An act to provide for the purchase and distribution of reports of decisions of the Supreme Court," with the recommendation that the bill, as perfected, be ordered to a first reading.

The report of the committee was concurred in, and the bill
Ordered to a first reading.

On motion of Mr. Cloud of Morgan,

The rules were suspended, and

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three,"

Was taken up and read a second time.

On motion of Mr. Cloud of Morgan,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Jones of Marshall, from committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, and on the 16th day of March, 1871, laid before the Governor for his approval, viz :

House bill, No. 218, for "An act to provide for and fix the salaries of the Judges of the Supreme Court."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS John Stilgebower, deceased, was an enlisted soldier of the State of Illinois, but was not mustered into the United States service, and therefore his children are debarred from the benefits of a pension,

Resolved by the House of Representatives, the Senate concurring herein, That the children of the said John Stilgebower be admitted into the Soldiers' Orphans' Home of the State of Illinois.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS there are four hundred copies of the Adjutant General's Reports now in his office, which have been paid for by the State, subject to distribution ; therefore,

Resolved by the House of Representatives, the Senate concurring therein, That one copy of the Adjutant General's Report (1865 and 1866) be distributed to each member of the Twenty-seventh General Assembly, and their elective officers, and that the Adjutant General is hereby directed to forward the same in accordance with their instructions.

Introduction of bills being in order, the call of the roll was dispensed with, and

Mr. King of Cook introduced

House bill, No. 555, for "An act relating to the board of education in cities having a population of one hundred thousand inhabitants."

Which was referred to the committee on education.

Mr. Miller of St. Clair introduced

House bill, No. 556, for "An act prescribing an oath for sheriffs and other officers summoning jurors."

Which was referred to the committee on judiciary.

Mr. Merritt introduced

House bill, No. 557, for "An act to amend section twenty-one, of chapter fifty-seven, of the Revised Statutes of 1845, entitled 'Judgments and Executions.'"

Mr. Waite moved that the bill be referred to the committee on judiciary; which motion was not agreed to.

On motion of Mr. Merritt,

The bill was referred to a special committee consisting of Messrs. Haines, Casey of Jefferson, Merritt, Reise and Vennum.

House bills on first reading being in order,

House bill, No. 546, for "An act to provide for an insurance department, and the appointment of a commissioner thereof,"

Was taken up, read a first time, and

Ordered to a second reading, and 1000 copies of the same ordered printed.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State," also,

House bill, No. 457, for "An act to prevent unreasonable and unjust discrimination and extortion in the rates of freight and passenger tariff on railroads in this State," also,

House bill, No. 41, for "An act to determine the mode of estimating railroad freights," also,

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State," when,

On motion of Mr. Springer,

The House resolved itself into the committee of the whole, for the consideration of said bills, with Mr. Cary in the chair.

After some time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration House bill No. 480 and Senate bill No. 6, and made some progress, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M.

On motion of Mr. Barnes,

At 12:25 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Leave of absence was granted Messrs. Miller of St. Clair, Senne, Neece, McElwee and Vennum.

In accordance with the action of the House during the forenoon session, the House went into the committee of the whole, with Mr. Cary in the chair.

After some time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had House bill No. 480 and Senate bill No. 6, under consideration, and made some progress, and asked leave to sit again at eleven o'clock A. M., Monday next, the 20th instant. Also, reported back House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein," without any recommendation.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at eleven o'clock A. M., Monday next, the 20th instant.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

House bill, No. 218, for "An act to provide for and fix the salary of the Judges of the Supreme Court."

House bill, No. 547, for "An act to repeal an act entitled 'an act to incorporate and to govern fire, marine and inland navigation insurance companies doing business in the State of Illinois, and to establish a general law to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,'"

Was taken up, read a first time, and

Ordered to a second reading, and 1000 copies of the same ordered printed.

On motion of Mr. Brayton,

The rules were suspended, and,

On motion of Mr. Brayton,

It was

Resolved, That the use of the hall of the House of Representatives be granted to Mrs. M. E. DeGeer, on Monday, March 20th, at 7:30 o'clock P. M., for the purpose of delivering a lecture on the subject of Temperance.

By leave,

Mr. Sanford, from the committee on judiciary, reported back Senate bill, No. -174, for "An act to fix the times and places of holding the Supreme Court," with an amendment, and recommended the adoption of the amendment. and that the bill, as amended, be ordered to a third reading.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a third reading.

Leave of absence was granted Messrs. Cloud of Macoupin and Burley.

On motion of Mr. Shelton,

At 6:10 o'clock P. M., the House adjourned.

SATURDAY, MARCH 18, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Joiner.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Carpenter,

The further reading of the same was dispensed with.

Mr. Lee presented the following memorial from the city of Peoria :

WHEREAS there is good reason for believing that, with proper inducements, the Capital of the State of Illinois can be permanently located at Peoria : and, whereas such location is deemed of sufficient interest to said city to warrant her in repaying the State for her present outlay for the unfinished State House at Springfield, and also the presentation of a site for said house upon our bluffs ; therefore, be it

Resolved by the City Council of the City of Peoria, That his Honor the Mayor be authorized and instructed, in the name and upon the authority of the city, to present the following memorial and proposition to the Legislature of the State of Illinois, now in session at Springfield, and ask for the acceptance of the same :

To the Honorable Senate and House of Representatives of the State of Illinois, in General Assembly convened :

The undersigned, acting in the name and behalf of the city of Peoria, by resolution of its City Council authorized and instructed, respectfully present to your honorable body the following memorial and proposition :

Believing it to be for the interest of the State of Illinois that its Capital be transferred to Peoria, provided the same can be done without loss accruing to the State and the people thereof, and also believing that the city of Peoria can afford to remunerate the State for its present outlay on the unfinished State House at Springfield, the said city of Peoria hereby offers and agrees that, in case the Capital be permanently located at Peoria, and a State House erected thereat, similar to the one now in process of erection at Springfield :

First—To pay to the State of Illinois, in such manner and times as your honorable body may determine, a sum (not to exceed \$805,203 08) sufficient to indemnify the State for its outlay upon the present structure at Springfield. In case the offer be accepted, several hundred property holders of the city of Peoria are ready and pledged

to enter into a good and sufficient bond that the city shall in good faith carry out its portion of the contract, and pay over to the State such sum whenever called for.

Secondly—To also provide and convey to the State of Illinois, free of cost, such lands upon the bluffs of said city as may be selected by a committee of your honorable body, in quantity not less than ten acres, upon which said land the State shall immediately proceed to erect a State House, similar to the one now contemplated to be erected at Springfield.

Thirdly—That the city of Peoria will, for the space of five years, if deemed necessary, beginning from and after the first day of January, 1872, provide, free of cost to the State of Illinois, halls for the assembling of the Legislature in Peoria, and holding sessions therein, said halls to be equal in capacity and acceptability to those now used by the present Legislature at Springfield.

In submitting these propositions your memorialists would call attention to the superior advantages presented by Peoria for the Capital of the State. She is nearer the center of population and the geographical center of the State than any other city. She has competing railroads diverging to every point of the compass. She will have five routes to Chicago, three to St. Louis and the southeast, two east, three west, and three northwest. Freights and fares to Peoria are now as low as to any other point in the State. The new State House can be erected at Peoria at from ten to fifteen per cent. cheaper than it can at Springfield. Fuel of excellent quality and unlimited in abundance, can always be obtained at Peoria, at lower rates than elsewhere in Illinois. Her water supply is abundant and cheap, being fully equal to that of Chicago. Her magnificent bluffs present a site for the location of a State House unsurpassed by any other locality in the entire country. Abundant hotel and boarding house accommodations will be provided for the members of the Legislature at reasonable rates. Should this proposition be deemed worthy of serious attention, we hereby tender to the General Assembly an invitation to visit the city of Peoria, either as a body or by committee, as it may deem proper, to examine the site proposed and offered to the State for the erection of its State House, and will for this purpose, upon reasonable notice, engage to provide, free of cost to the State, special transportation for your honorable body to and from the city, and also to entertain you while there.

Signed,

G. T. BARKER,
Mayor of the City of Peoria.

STATE OF ILLINOIS, CITY OF PEORIA.

I, H. H. Forsyth, Clerk of the City of Peoria, do hereby certify that the foregoing preamble and resolution were unanimously adopted by the City Council of said city, at a
[SEAL.] meeting held at the City Hall, March 14, 1871. Witness my hand and corporate seal of said city, this 15th day of March, 1871.

H. H. FORSYTH, *City Clerk.*

By leave,

Mr. Hinchcliffe submitted the following :

WHEREAS the city of Peoria has presented to this General Assembly a proposition for the removal of the Capital to that place, and has tendered to us an invitation to visit that city, if said proposition is deemed worthy of attention ; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That said invitation be and is hereby accepted, and Friday next designated as the day when we will visit Peoria : *and, further,* that when the two houses of the General Assembly adjourn on Thursday, March 23d, 1871, they adjourn until their regular hour of meeting, respectively, on Monday, March 27th, 1871.

Which was unanimously agreed to.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Roberts,

The rules were suspended and

House bill, No. 367, for "An act to fix the times of holding the terms of the circuit courts in the twenty-first circuit of this State,"

Was taken up, read a second time, and an amendment was submitted by Mr. Roberts and adopted.

On motion of Mr. Roberts,

The rules were further suspended, and the bill, as amended,

Ordered engrossed for a third reading, and 250 copies of the same ordered printed.

On motion of Mr. Ryan,

The rules were suspended, and

Senate bill, No. 86, for "An act to fix the times of holding the courts in the twenty-second judicial circuit;" also,

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts,"

Was taken up, read a second time, and,

On motion of Mr. Ryan,

The rules were further suspended, and the bills

Ordered to a third reading.

On motion of Mr. Chandler,

The rules were suspended, and

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Rowley,

The rules were suspended, and

House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,' "

Was taken up, read a second time, and,

On motion of Mr. Rowley,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Haines, from the committee on counties and township organization, submitted the following report:

The committee on counties and township organization, to which was referred House bill, No. 460, for "An act providing for the construction of turnpike roads," have had the same under consideration, and have instructed me to report the same back with an amendment, and by amending the title by adding thereto the following words, to-wit: "in counties not adopting township organization," and recommend the passage of the bill, as amended.

The report of the committee was concurred in, the amendments adopted, and,

On motion of Mr. Haines,

The rules were suspended, and the bill, as amended,

Ordered to a third reading, and to be printed.

Mr. Haines, from the committee on counties and township organization, reported back a petition from the board of supervisors of Kankakee county, with the recommendation that the committee be discharged from further consideration thereof.

The report of the committee was concurred in, and the committee discharged from further consideration of said petition.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 544, for "An act to authorize the county boards, or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals," with the recommendation that the bill be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that the following bills had been correctly engrossed, to-wit:

House bill, No. 27, for "An act to prevent male animals running at large, and for their restraint."

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties."

House bill, No. 520, for "An act to amend the law concerning township organization."

House bill, No. 541, for "An act to amend section 9, of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869."

House bill, No. 93, for "An an act to amend chapter 30, Revised Statutes, entitled 'Criminal Jurisprudence.'"

On motion of Mr. Campbell,

The rules were suspended, and

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein,"

Was taken up, and made the special order for 2:30 o'clock P. M. Tuesday next, the 21st inst.

Leave of absence was granted Messrs. Daniels, Campbell, Humphrey, and King of Jersey.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 122, for "An act to provide for the early completion of the new State House," have had the same under advisement, and have instructed me to report the same back to this House without amendment, and recommend that the same do pass.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

Mr. Price, from the committee on railroads, submitted the following report :

The committee on railroads, to which was referred House bill, No. 212, for "An act to provide for the exercise of the right of eminent domain," have considered the same, and have made some amendments thereto, and now beg leave to report the same back perfected, and your committee recommend that said bill do pass.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Mr. Cloud of Morgan moved that the rules be suspended, in order to take up Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1, 1871, to July 1, 1873 ;" which motion was not agreed to.

On motion of Mr. Sanford,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up, and

Mr. Sanford submitted certain amendments thereto ; which were adopted.

And the rules were further suspended, and the bill, as amended,

Ordered to a third reading.

On motion of Mr. Sanford,

The rules were suspended, and

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873,"

Was taken up, read a second time, and,

On motion of Mr. Barnes,

The rules were further suspended, and the bill

Ordered to a third reading, and 250 copies of the same ordered printed.

On motion of Mr. Casey of Jefferson,

The rules were suspended, and

Senate bill, No. 185, for "An act to provide for the construction of trains, ditches and levees, and other work,"

Was taken up, read a first time, and
Referred to the committee on drainage.

Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred Senate bill, No. 198, for "An act making appropriation for the State Reform School," have had the same under advisement, and have amended the same by adding to the 2d section the following words, "which shall be verified by the affidavit of the proper person," and have instructed me to report the same back as amended, and ask the concurrence of this House in the amendment, and recommend its passage.

The report of the committee was concurred in, the amendment adopted, and the bill

Ordered to a second reading.

Mr. Goodell, from the committee on drainage, reported back House bill, No. 275, for "An act for the keeping open of drains constructed by public authority, and to punish persons for filling up or obstructing drains," with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill

Laid upon the table.

Mr. Gillham moved that the vote be reconsidered by which Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," was referred to the committee on drainage; which motion was not agreed to.

House bills on first reading being in order,

House bill, No. 272, for "An act to provide for the purchase and distribution of reports of the decisions of the Supreme Court,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 147, for "An act to repeal an act entitled 'an act to locate a State road in the county of Cook,' approved April 17, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 264, for "An act to amend an act entitled 'an act to amend the revenue laws, and to establish a State Board for the Equalization of Assessments,' approved March 8, 1867;" and "An act entitled 'an act to amend the revenue laws, and to establish a State Board of Equalization of Assessments,' approved March 26, 1869,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 344, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on railroads in this State, and to enforce section 9, of article 11, of the constitution,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 355, for an "An act to establish police regulations in regard to dogs,"

Was taken up read a first time, and

Ordered to a second reading.

House bill, No. 500, for "An act to provide for the preservation of the agricultural and other statistics of the United States census of the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 521, for "An act to establish public highways in this State,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 532, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 534, for "An act to repeal an act entitled 'an act to provide for the completion of the Illinois and Michigan Canal, upon the plan adopted by the State in 1836,' approved February 16, 1865, and to provide that the net revenues of said canal shall be paid into the State Treasury,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 535, for "An act to regulate the rate of interest upon judgment,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 538, for "An act to amend the law concerning township organization, so as to provide for the compensation of town officers,"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 212, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Allen, at 12:27 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

On motion of Mr. Cunningham,

At 12:30 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

House bills on second reading being in order,

House bill, No. 12, for "An act to authorize the establishment of savings banks,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 16, for "An act to secure the attendance of children at schools,"

Was taken up, read a second time, and

Referred to the committee of the whole.

On motion of Mr. Koerner,

The rules were suspended, and the vote was reconsidered by which House bill, No. 344, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on the railroads in this State, and to enforce section 9, of article 11, of the constitution," was ordered to a second reading, and,

On motion of Mr. Koerner,

The rules were further suspended, and the bill

Referred to the committee of the whole, and 500 copies of the same ordered printed.

Mr. Fuller, by leave, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University," have had the same under consideration, and have instructed me to report the same back to this House, recommending its passage without amendment.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

House bill, No. 114, for "An act to provide for the sale of real estate for the non-payment of taxes or special assessments in the cities and incorporated towns of this State,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 176, for "An act to authorize the owners or occupants of lands to construct drains and ditches for agricultural and sanitary purposes across the lands of others,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 177, for "An act to protect the rights of the insane,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 501, for "An act to prohibit the sale of intoxicating liquors and the keeping of billiard halls or saloons within one mile of the site of any college or university in this State,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 222, for "An act to repeal section 7 of an act entitled 'an act to organize and regulate the business of life insurance,' "

Was taken up, read a second time, and,

On motion of Mr. Haines,

The bill was amended by inserting an enacting clause, and then
Referred to the committee of the whole, and 250 copies of the
same ordered printed.

House bill, No. 240, for "An act to incorporate Savings Banks,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 365, for "An act to promote the efficiency of common schools,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 470, for "An act to enable cities having a population of more than 30,000, to levy a tax for sewerage purposes,"

Was taken up, read a second time, and,

On motion of Mr. Waite,

The rules were suspended, and the bill

Ordered engrossed for a third reading.

House bill, No. 389, for "An act to prevent the sale of drugs and medicines designed to procure criminal abortion,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 410, for "An act prescribing the method of condemning land for the use of railroad companies,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 442, for "An act to repeal so much of certain acts as requires counties to provide clothing for insane hospitals,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 487, for "An act in regard to roads and bridges,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 433, for "An act in regard to evidence and depositions in civil cases,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 482, for "An act relating to sales under powers,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 498, for "An act requiring justices of the peace, police magistrates and constables, in cities having a population of one hundred thousand or more, to make report of their fees and emoluments and to limit their compensation,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 508, for "An act to authorize counties to sell and convey swamp lands,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 533, for "An act to protect the purity of elections, and punish offenders therein named,"

Was taken up, read a second time, and
Referred to the committee of the whole.

House bill, No. 545, for "An act to amend the law concerning township organization, so as to provide for uniformity in the organization of county boards and the election of supervisors in townships, incorporated towns and cities, and other town officers,"

Was taken up, read a second time, and
Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bills on first reading being in order,

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively,"

Was taken up, read a first time, and
Ordered to a second reading, and 500 copies of the same ordered printed.

Senate bill, No. 114, for "An act to make the annual report of the Auditor of Public Accounts of the State of Illinois, evidence in the courts of this State,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 136, for "An act relative to public parks and boulevards,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 137, for "An act incorporating the Illinois Institution for Feeble-minded Children,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 177, for "An act to punish officers for charging, collecting or receiving illegal fees,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders,"

Was taken up, read a first time, and
Ordered to a second reading.

Senate bills on second reading being in order,

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 59, for "An act to transfer the State Debt Fund and Interest Fund to the Revenue Fund,"

Was taken up, read a second time, and

Referred to committee on finance.

Senate bill, No. 72, for "An act requiring all savings banks and banking corporations to make quarterly statements,"

Was taken up, read a second time, and

Referred to the committee on corporations.

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Was taken up, read a second time, and,

On motion of Mr. Haines,

The rules were suspended, and the bill

Ordered to a third reading.

Senate bill, No. 74, for "An act making appropriations for the erection of the south wing of the Illinois Institution for the education of the Deaf and Dumb,"

Was taken up, read a second time, and,

On motion of Mr. Barnes,

The rules were suspended, and the bill

Ordered to a third reading.

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

Senate bill, No. 112, for "An act to legalize the payment by the Governor of certain funds belonging to the State to the Penitentiary Commissioners,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their power and duties,"

Was taken up, read a second time, and
Referred to the committee of the whole.

Senate bill, No. 122, for "An act to provide for the early completion of the new State House,"

Was taken up and read a second time.

Mr. Springer moved that the rules be suspended, in order to order the bill to a third reading; which motion was not agreed to.

On motion of Mr. Morrison of Monroe,

The emergency clause, providing that the bill should go into effect before the first day of July next, was stricken out, and the bill was then

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 300 copies of the same ordered printed.

Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

On motion of Mr. Rice of Peoria,

At 5:45 P. M. the House adjourned.

MONDAY, MARCH 20, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Albert Hale.

The Clerk proceeded to read the journal of last Saturday, when,

On motion of Mr. Phelps,

The further reading of the same was dispensed with.

Mr. Merritt, from the special committee to which was referred House bill, No. 557, for "An act to amend section twenty-one, of chapter seven, of the Revised Statutes of 1845, entitled 'Judgments and Executions,'" reported the same back with a substitute, with the recommendation that the bill, as amended by the substitute, be ordered to a first reading.

The report of the committee was concurred in, and the bill, as amended,

Ordered to a first reading.

Introduction of bills being in order,

Mr. Shaw introduced

House bill, No. 558, for "An act providing for the publication of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report."

Which was ordered to a first reading.

House bills on first reading being in order,

House bill, No. 557, for "An act to amend section twenty-one, of chapter fifty-seven, of the Revised Statutes of 1845, entitled 'Judgments and Executions,'"

Was taken up, read a first time, and

Ordered to a second reading.

House bill, No. 558, for "An act providing for the publication of the fifth volume of the report of the State Geologist, and to fix the amount of his salary until the publication of the sixth and final volume of said report,"

Was taken up, read a first time, and

Ordered to a second reading.

Leave of absence was granted Mr. Herdman.

House bills on second reading being in order,

House bill, No. 212, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 147, for "An act to repeal an act entitled 'an act to locate a State road in the county of Cook,' approved April 17, 1869,"

Was taken up, read a second time, and

Referred to the committee of the whole.

House bill, No. 230, for "An act to provide for the safety of persons and property at railroad crossings of the highways,"

Was taken up, read a second time, and

Referred to the committee of the whole, and 250 copies of the same ordered printed.

House bill, No. 272, for "An act to provide for the purchase and distribution of reports of decisions of the Supreme Court,"

Was taken up, read a second time, and,

On motion of Mr. Cary,

Laid upon the table.

On motion of Mr. Galbraith,

The rules were suspended, and

House bill, No. 520, for "An act to amend the law concerning township organization,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 102
Nays 2

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Barrett,
Benson,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Morgan,
Clow,
Cofer,
Crouch,
Cunningham,
Curtiss,
Davis,
Dodge,
Dwight,
Edgcomb,
Ehner,
Egan,
Elder,
Finley,
Fleharty,
Frew,
Fuller,
Funk,

Messrs. Galbraith,
Gallagher,
Galloway,
Goodell,
Hall,
Haines,
Heafield,
Hildrup,
Hinchcliffe,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
Knobles,
Koerner,
Langston,
Latimer,
Massenberg,
Mayo,
McConnell,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Murray,
Merrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Musetter,

Messrs. North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Reese,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rich,
Rives,
Roberts,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Sheldon of Champaign,
Sherrill,
Springer,
Stillwell,
Sullivan,
Taylor,
Townsend,
Vocks,
Waite,
Waters,
Watkins,
Whitney,
Williamson,
Wight.

Messrs. Burnside and Shelton voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

The Speaker announced that the hour had arrived at which the House had resolved to go into the committee of the whole for the consideration of

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State," and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers, on the different railroads in this State,"

Whereupon,

The House resolved itself into the committee of the whole, for the consideration of said bills, with Mr. Cary in the chair.

After considerable time spent in committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration House bill No. 480, and Senate bill No. 6, and made some progress thereon, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and leave was granted the committee to sit again at 2:30 o'clock P. M.

On motion of Mr. McMillan,
The rules were suspended, and,
On motion of Mr. McMillan,
It was

Resolved, That the use of this hall be granted to Dr. Brennan, for the purpose of delivering a lecture on Physiology, on Tuesday evening, 21st instant.

On motion of Mr. Casey of ———,
At 11 o'clock P.M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Pursuant to previous resolution, the House went into the committee of the whole, for the consideration of

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State," and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

With Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration,

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State," and, also,

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

And that the committee had taken up House bill No. 480, by sections, and made some progress thereon, and ask leave to sit again at 11 o'clock A. M., to-morrow, March 21st.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 10:30 o'clock A.M., to-morrow, the 21st instant.

On motion of Mr. Rice of Peoria,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,
and an emergency being expressed in the body of the act as a reason
why it should take effect prior to the first day of July next,

And the question being, " Shall this bill pass?"

The vote was taken thereon, { Yeas. 93
Nays..... 14

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Austin, Ayres, Barnes, Berry, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Carpenter, Cary, Casey of Shelby, Cavan, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Crouch, Cunningham, Curtiss, Davis, Dodge, Easley, Efner, Egan, Elder, Finley, Fleharty, | Messrs. Frew, Fuller, Funk, Galbraith, Galloway, Goodell, Hall, Haines, Headfield, Hildrup, Hinchcliffe, Hundley, Hunter, Jeffries, Johnston, Jones of Marshall, Kenny, King of Cook, Knoles, Landrum, Latimer, Massenberg, Mason, Mayo, McConnell, Merritt, Miller of Kane, Moffit, Morrill, Morris, Morrison of Cook, | Messrs. Morrison of Monroe, Massetter, North, Phelps, Pixley, Pritchard, Reese, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Rodgers of Platt, Root, Ross, Ryan, Schwartz, Shaw, Sheldon of Champaign, Sherrill, Springer, Sullivan, Townsend, Waite, Waters, Whitney, Williamson, Wight, Mr. Speaker . |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Benson, Boyd, Burnside, Casey of Jefferson, | Messrs. Dwight, Edgcomb, Gallagher, Koerner, Langston, | Messrs. McElwee, Miller of Madison, Rodgers of Madison, Rowley. |
|--|--|--|

And it appearing that two-thirds of all the members elected to the
House did not so direct, but it appearing that a majority of all the
members elected had voted in the affirmative, the vote on said bill was
declared to stand as reconsidered, and,

On motion of Mr. Egan,
At 6:10 o'clock P. M., the House adjourned.

TUESDAY, MARCH 21, 1871.

The House met, pursuant to adjournment.
Prayer by Rev. Mr. Pierce.
The Clerk proceeded to read the journal of yesterday, when,
On motion of Mr. Roessler,
The further reading of the same was dispensed with.

The report of the committee was concurred in, and leave was granted the committee to sit again at 2:30 o'clock P. M.

On motion of Mr. McMillan,
The rules were suspended, and,
On motion of Mr. McMillan,
It was

Resolved, That the use of this hall be granted to Dr. Brennan, for the purpose of delivering a lecture on Physiology, on Tuesday evening, 21st instant.

On motion of Mr. Casey of ———,
At 11 o'clock P.M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Pursuant to previous resolution, the House went into the committee of the whole, for the consideration of

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the railroads in this State," and

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

With Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration,

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State," and, also,

Senate bill, No. 6, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on the different railroads in this State,"

And that the committee had taken up House bill No. 480, by sections, and made some progress thereon, and ask leave to sit again at 11 o'clock A. M., to-morrow, March 21st.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 10:30 o'clock A.M., to-morrow, the 21st instant.

On motion of Mr. Rice of Peoria,

The rules were suspended, and

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, " Shall this bill pass?"

The vote was taken thereon, { Yeas. 93
Nays..... 14

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Austin, Ayres, Barnes, Berry, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Carpenter, Cary, Casey of Shelby, Cavan, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Crouch, Cunningham, Curtiss, Davis, Dodge, Easley, Efner, Egan, Elder, Finley, Fleharty, | Messrs. Frew, Fuller, Funk, Galbraith, Galloway, Goodell, Hall, Haines, Headfield, Hildrup, Hinchcliffe, Hundley, Hunter, Jeffries, Johnston, Jones of Marshall, Kenny, King of Cook, Knoles, Landrum, Latimer, Massenberg, Mason, Mayo, McConnell, Merritt, Miller of Kane, Moffit, Morrill, Morris, Morrison of Cook, | Messrs. Morrison of Monroe, Massetter, North, Phelps, Pixley, Pritchard, Reese, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Rodgers of Platt, Root, Ross, Ryan, Schwartz, Shaw, Sheldon of Champaign, Sherrill, Springer, Sullivan, Townsend, Waite, Waters, Whitney, Williamson, Wight, Mr. Speaker . |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Benson, Boyd, Burnside, Casey of Jefferson, | Messrs. Dwight, Edgcomb, Gallagher, Koerner, Langston, | Messrs. McElwee, Miller of Madison, Rodgers of Madison, Rowley. |
|--|--|--|

And it appearing that two-thirds of all the members elected to the House did not so direct, but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill was declared to stand as reconsidered, and,

On motion of Mr. Egan,
At 6:10 o'clock P. M., the House adjourned.

TUESDAY, MARCH 21, 1871.

The House met, pursuant to adjournment.
Prayer by Rev. Mr. Pierce.
The Clerk proceeded to read the journal of yesterday, when,
On motion of Mr. Roessler,
The further reading of the same was dispensed with.

Mr. Galloway moved that the rules be suspended in order to take up House bill, No. 295, for "An act to fill vacancies in the Board of Canal Commissioners and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," in order to consider amendments pending thereto.

Which motion was not agreed to.

The Speaker laid before the House a communication from the Board of Supervisors of Cook county, relative to the Cook county commissioners' bill; which was

Referred to the representatives from Cook county.

Unfinished business being in order,

Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up.

And the same having been previously read a third time, and the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next, and the vote having been taken thereon, and not receiving a majority of two-thirds of all the members elected, was deemed reconsidered,

And the question again recurring, "Shall this bill pass?"

The vote was taken thereon, { Yeas 117
Nays 17

Those voting in the affirmative are,

Messrs. Austin,
Ayres,
Barnes,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofar,
Crouch,
Cummings,
Cunningham,
Curtiss,
Dixen,
Dodge,
Dwight,
Efner,
Egan,
Elder,
Finley,
Frew,
Fuller,
Funk,
Galbraith,
Galloway,
Gass,
Goodell,

Messrs. Hall,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Knoles,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
Merritt,
Miller of Kane,
Moffit,
Morris,
Morrison of Cook,
Morrison of Monroe,
Mussetter,
Nelson,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Reese,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Platt,
Roessler,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

| | | |
|--------------------|------------------|----------------------------|
| Messrs. Armstrong, | Messrs. Collins, | Messrs. Miller of Madison, |
| Barrett, | Fleharty, | Miller of St. Clair, |
| Benson, | Gallagher, | Reinhardt, |
| Berry, | Jeffries, | Rodgers of Madison, |
| Burnside, | Koerner, | Rowley. |
| Casey of Shelby, | McElwee, | |

And it appearing that two-thirds of all the members elected to the House did not so direct, but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill was declared to stand as reconsidered, and,

On motion of Mr. King of Cook,

The House proceeded to take another vote on the bill.

And the question being, “ Shall this bill pass ?”

| | |
|-----------------------------|----------------------|
| The vote was taken thereon, | { Yeas 113 |
| | { Nays 23 |

Those voting in the affirmative are,

| | | |
|--------------------|---------------------|-----------------------|
| Messrs. Austin, | Messrs. Hall, | Messrs. Price, |
| Ayres, | Haines, | Reese, |
| Barnes, | Hawes, | Reise of Logan, |
| Berry, | Hay, | Remsburg, |
| Boyd, | Headfield, | Rice of Peoria, |
| Braiden, | Hickox, | Rice of Sangamon, |
| Brayton, | Hildrup, | Rich, |
| Briscoe, | Hinchcliffe, | Richardson, |
| Brooks, | Humphrey, | Riggs, |
| Burley, | Hunter, | Rives, |
| Caldwell, | Johnston, | Roberts, |
| Campbell, | Kenny, | Root, |
| Carle, | King of Cook, | Ross, |
| Carpenter, | Knoles, | Ryan, |
| Cary, | Landrum, | Sanford, |
| Cavan, | Langston, | Schwartz, |
| Clark of Kane, | Latimer, | Shaw, |
| Cloud of Macoupin, | Lee, | Senne, |
| Cloud of Morgan, | Manley, | Sheldon of Champaign, |
| Clow, | Massenberg, | Sherrill, |
| Cofer, | Mason, | Smith of Ogle, |
| Crouch, | Mayo, | Springer, |
| Cummings, | McConnell, | Stewart, |
| Cunningham, | Merritt, | Stillwell, |
| Curtiss, | Miller of Kane, | Sullivan, |
| Dixon, | Moffit, | Taylor, |
| Dodge, | Morris, | Townsend, |
| Easley, | Morrison of Cook, | Trimble, |
| Efner, | Morrison of Monroe, | Vocke, |
| Egan, | Mussetter, | Waite, |
| Elder, | Nelson, | Waters, |
| Finley, | North, | Watkins, |
| Frew, | Olson, | Webb, |
| Funk, | Phelps, | Whitney, |
| Galbraith, | Phillips, | Williamson, |
| Galloway, | Pixley, | Wight, |
| Gass, | Powell, | Mr. Speaker. |
| Goodell, | Pritchard, | |

Those voting in the negative are,

| | | |
|--------------------|--------------------|------------------------------|
| Messrs. Armstrong, | Messrs. Fleharty, | Messrs. Miller of St. Clair, |
| Barrett, | Fuller, | Reinhardt, |
| Benson, | Gallagher, | Rodgers of Madison. |
| Brown of Bond, | Jeffries, | Rodgers of Platt, |
| Burnside, | Jones of Marshall, | Roeseler, |
| Casey of Shelby, | Koerner, | Rowley, |
| Collins, | McElwee, | Shelton of Warren. |
| Dwight, | Miller of Madison, | |

And it appearing that two-thirds of all the members elected to the House did not so direct, but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill, was declared to stand as re-considered.

Pending the consideration of which,

The Speaker announced that the hour had arrived for the House to go into the committee of the whole, for the consideration of House

bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads."

Whereupon, the House resolved itself into the committee of the whole, for the consideration of said bill, with Mr. Cary in the chair.

After some time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads," under consideration, and had made some progress thereon, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being the report of the special committee in relation to an adjournment; which report was then taken up, and

Mr. Springer submitted the following substitute:

Resolved by the House of Representatives, the Senate concurring herein, That when the two houses adjourn on Thursday next, they will stand adjourned until Friday, May 9th; that one policeman of each house, to be named by the Speakers, shall remain in charge of the respective halls; and that the pay of all other officers and employees, and of the members, shall cease during such recess.

Mr. King of Cook moved to amend by striking out "Thursday, the 9th day of May," and inserting in place thereof, "that when the two houses adjourn, it be to the 22d of November, 1871, at 12 o'clock at noon of that day, to meet at Chicago."

On motion of Mr. Barnes,

The whole subject was laid on the table.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS the city of Peoria has presented to this General Assembly a proposition for the removal of the Capitol to that place, and has tendered to us an invitation to visit that city, if said proposition is deemed worthy of attention; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the same be and is hereby accepted, and Friday next designated as the day when we will visit Peoria; and further, that when the two houses of the General Assembly adjourn on Thursday, March 23d, 1871, they adjourn until their regular hour of meeting, respectively, on Monday, March 27th, 1871.

On motion of Mr. Phelps,

At 12:40 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

Pursuant to previous resolution, the House went into the committee of the whole, for the consideration of House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads," with Mr. Cary in the chair.

The committee was discharged from the further consideration of Senate bill No. 6.

—80

**Messrs. Roberts,
Rodgers of Madison,
Root,
Ryan,
Shaw,
Sheldon of Champaign.
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Waite,
Waters,
Webb,
Williamson,
Wight.**

**Messrs. Olson,
Phillips,
Pirley,
Reinhardt,
Reise of Logan,
Rodgers of Platt,
Roessler,
Ross,
Schwartz,
Senne,
Shelton of Warren,
Vocke,
Whitney,
Mr. Speaker.**

**Messrs. Pixley,
Reinhardt,
Remsburg,
Rodgers of Platt,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Whitney,**

Those voting in the negative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Davis,
Dixon,
Easley,
Edgcomb,
Egan,
Elder,
Finley,
Fuller,
Funk,
Gallagher,

Messrs. Galloway,
Gass,
Gillham,
Goodell,
Hall,
Hawes,
Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Kelley,
Kenny,
King of Cook,
Knobles,
Koerner,
Langston,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElwee,
McEwen,
McMillan,
Miller of Kane,
Miller of Madison,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Mussetter,

Messrs. Nelson,
Powell,
Pritchard,
Price,
Reese,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Williamson,
Wight,
Mr. Speaker.

So the amendment was not adopted.

The question being upon ordering the bill to a thirding, it was agreed to.

On motion of Mr. King of Cook,

The rules were suspended, and

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....130
Nays..... 10

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,

Messrs. Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Davis,
Dixon,
Dwight,
Easley,
Edgcomb,
Ehner,
Egan,
Elder,
Finley,
Fuller,
Funk,

Messrs. Galbraith,
Gallagher,
Gass,
Galloway,
Gillham,
Goodell,
Hall,
Hainer,
Hawes,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,

Messrs. Knoles, ;
Koerner,
Langston,
Latimer,
Lee,
Manley,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,

Messrs. Mussetter,
North,
Olson,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Root,
Roes,
Rowley,

Messrs. Ryan,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Fleharty,
Johnston,
Landrum,
Massenberg,

Messrs. Nelson,
Remberg,
Sanford,

Messrs. Schwartz,
Shelton of Warren,
Whitney.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Cummings moved that when the House adjourn it will adjourn until 9 o'clock A. M. to-morrow morning; which motion was agreed to.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, to-wit:

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the twenty-first judicial district."

On motion of Mr. Cummings,

Senate bills Nos. 137, 139, 227, 88 and 78, and House bills Nos. 347 and 369, were taken up, and made the special order for 2:30 o'clock P. M., to-morrow, March 22, and to be considered from day to day until disposed of.

Mr. Phillips moved the vote be reconsidered by which the use of this hall was granted to Dr. Brennan.

Mr. Egan moved that said motion be laid upon the table; which motion was not agreed to.

And the question being upon reconsidering the vote, it was agreed to.

And the question recurring upon the motion to grant the use of this hall to said Dr. Brennan, it was not agreed to.

On motion of Mr. Campbell,

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein,"

Was taken up, and made the special order for 11 o'clock A. M., to-morrow, March 22.

Mr. Springer moved that the rules be suspended in order to take up Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for."

Which motion was not agreed to:

On motion of Mr. Barnes,

At 6:10 o'clock P. M., the House adjourned.

WEDNESDAY, MARCH 22, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Roberts,

The further reading of the same was dispensed with.

Leave of absence was granted Messrs. Brown of Massac, Waters, Nelson and Dodge.

Mr. Roberts presented a petition from sundry citizens of Tazewell county, in favor of the removal of the State Capital from Springfield to Peoria; which was

Referred to the committee on public buildings and grounds.

Mr. Taylor presented a petition from sundry citizens of Sangamon county, praying for the passage of a law that "will hold liquor sellers and the owners of real estate, where liquor is sold as a beverage, each personally and pecuniarily responsible for damages done by the sale of intoxicating drinks;" which was

Referred to the select committee on temperance.

Mr. Watkins presented a petition from the Board of Supervisors of McLean county, praying for the passage of "An act empowering the boards of supervisors of the several counties in the State to equalize the assessments of personal property of their several towns in their counties;" which was

Referred to the committee on revenue.

Mr. Sheldon presented a petition from the Board of Supervisors of Champaign county, praying for a change in the manner of election of township officers; which was

Referred to the committee on counties and township organization.

Mr. Kenny presented a petition from citizens of Pike county, praying for the passage of "An act prohibiting stock from running at large;" which was

Referred to the committee on agriculture.

Mr. Powell, from the committee on miscellaneous subjects, reported back House bill, No. 513, for "An act to prevent monopolies in the coal business of this State," and asked to be discharged from the further consideration thereof.

The report of the committee was concurred in, the committee discharged from the further consideration of the bill, and the bill

Ordered to a second reading.

Mr. Goodell, from the committee on drainage, reported back Senate bill, No. 185, for "An act to provide for the construction of drains, ditches, and levees, and other work," with the recommendation that the bill be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

On motion of Mr. Goodell,

The rules were suspended, the bill read a second time, and

Referred to the committee of the whole, and 500 copies of the same ordered printed.

Mr. Haines, from the committee on counties and township organization, reported back House bill, No. 542, for "An act to provide for the election of county commissioners," with a substitute therefor, and recommended that the original be laid on the table and the substitute ordered to a first reading.

The report of the committee was concurred in, and the original bill laid on on the table, and the substitute,

House bill, No. 559, for "An act to provide for the election of county commissioners," was

Ordered to a first reading.

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and

Ordered to a second reading.

On motion of Mr. Springer,

Five hundred copies of the same were ordered printed.

On motion of Mr. Morgan,

The rules were suspended, and

House bill, No. 251, for "An act relative to public warehouses, and to give effect to article thirteen (13) of the constitution of this State,"

Was taken up and made the special order for 11 o'clock A. M., Tuesday, March 28, 1871.

On motion of Mr. Waite,

The rules were suspended and

House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain,"

Was taken up, read a second time, and

Referred to the committee of the whole, and made the special order for 11 o'clock A. M., Thursday, March 30th, 1871.

On motion of Mr. Stewart,

The rules were suspended, and

House bill, No. 519, for "An act to restore uniformity in the taxation of real and personal property, for county purposes, in the several counties of this State,"

Was taken up, and

Mr. Richardson moved that the bill be recommitted to the committee on counties and township organization.

Mr. Trimble moved the previous question.
And the question being, "Shall the main question be now put?"
it was decided in the affirmative.
The bill was then read a third time.
And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.112
 { Nays. 10

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Armstrong, Austin, Barnes, Barrett, Benson, Berry, Boyd, Braidon, Briscoe, Brooks, Brown of Bond, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Cummings, Daniels, Derrickson, Dixon, Dwight, Easley, Edgcomb, Ehner, Egan, | Messrs. Finley, Fleharty, Funk, Galloway, Gass, Goodell, Hall, Haines, Hawes, Hay, Hildrup, Hinchcliffe, Humphrey, Hundley, Hunter, Jeffries, Jones of Marshall, Kelly, Kenny, King of Cook, Landrum, Langston, Lattimer, Manley, Massenberg, McConnell, McElvain, McElwee, McMasters, McMillan, Merritt, Miller of St. Clair, Moffit, Morgan, Morrill, Morris, Morrison of Cook, | Messrs. Morse, Murretter, North, Olson, Pixley, Pritchard, Reese, Reinhardt, Relse of Logan, Rice of Peoria, Rice of Sangamon, Rich, Riggs, Rives, Roberts, Roe, Roesler, Rowley, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Sherrill, Springer, Stewart, Taylor, Townsend, Trimble, Watkins, Webb, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|---|---|---|

Those voting in the negative are,

| | | |
|---|---|---------------------------------------|
| Messrs. Elder, Gillham, Lee, Miller of Kane, | Messrs. Price, Richardson, Rogers of Madison, | Messrs. Ryan, Sullivan, Vocks.] |
|---|---|---------------------------------------|

So the bill was declared passed.
The question being upon ordering the title to be as aforesaid,
On motion of Mr. Haines,
The word "county" was stricken out and the word "all" inserted in
lieu thereof, and it was
Ordered that the title be as amended, and that the Clerk inform
the Senate thereof, and ask their concurrence therein.
Mr. Burley moved that the rules be suspended, in order to take up
House bill, No. 537, for "An act making an appropriation for the pay-
ment of the indebtedness at the State Penitentiary at Joliet,"

Which was decided in the negative, { Yeas. 88
 { Nays 53

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Berry,
Bralden,
Brayton,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Daniels,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Fleharty,
Frew,
Fuller,
Funk,

Messrs. Gallagher,
Galloway,
Gass,
Goodell,
Haines,
Hawes,
Heasfield,
Hinchclife,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Latimer,
Massenburg,
Mason,
Mayo,
McConnell,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
North,
Olson,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Reinhardt,
Remsburg,
Rice of Peoria,
Roe,
Root,
Rowley,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sheriff,
Short,
Stillwell,
Sullivan,
Townsend,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Barrett,
Benson,
Boyd,
Briscoe,
Brooks,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,

Messrs. Finley,
Gillham,
Hall,
Hay,
Hundley,
Jeffries,
Kelly,
Kenny,
Knoles,
Landrum,
Langston,
Manley,
McElvain,
McElwee,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Morse,
Mussetter,
Price,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roesaler,
Ross,
Springer,
Taylor,
Trimble,
Webb.

Two-thirds not voting in the affirmative, so the House refused to suspend the rules.

On motion of Mr. Galloway,

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," and pending amendments, were taken from the table,

And the question being upon concurring in the following amendment, submitted by the committee on canal and river improvement:

Amendment No. 1—

From the title, strike out the words, "to fill vacancies in the board of canal commissioners, and."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 2—

From the preamble, strike out all after the word "whereas," and insert the following: "The Illinois and Michigan Canal, and all remaining canal property, have reverted or are about to revert to the State, and

it devolves upon this General Assembly to take the necessary steps to insure judicious and economical management of the same; therefore."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 3—

From the first section, strike out all after the words, "General Assembly," in the second line.

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 4—

In section two, line one, strike out the words, "Governor and Attorney General," and insert "Canal Commissioners."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 5—

After the word "correct," in the sixth line, insert the following: "They shall state the said accounts in full, and they, together with the Canal Trustees, shall certify that they are correct, and shall transmit copies thereof to the Governor for his approval; and when said accounts are so approved."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 6—

In section 3, line 1, strike out the words, "and river improvement."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 7—

In line three, same section, strike out the words "first day of April, A. D. one thousand eight hundred and seventy-one," and insert the following: "passage of this act."

It was agreed to.

Mr. Armstrong submitted the following amendment:

After the words "canal fund and," in the fifth line of section three, insert the words, "pay the same into the State treasury, and also to receive."

Which was agreed to.

The question being upon concurring in the following amendment, submitted by the committee:

Amendment No. 8—

Strike out all after the word "promptly," in line eight, and insert the following: "upon the passage of this act: *Provided*, that any claim growing out of the management of the canal, or the expenses thereof, for which the canal fund or the State trustee is now liable, may be prosecuted against the commissioners created by this act, and shall be paid by them out of the resources of the canal."

It was agreed to.

Mr. Armstrong moved to further amend section three, by adding thereto the following additional proviso :

"Provided, further, that all moneys received for rents and tolls, not necessary for the expense of the canal and for keeping the same in repair, shall be paid quarterly into the State treasury, and that the rate of tolls shall not be increased without consent of the General Assembly."

It was agreed to.

The question being upon concurring in the following amendment, submitted by the committee :

Amendment No. 9—

After section four, insert the following section :

§ —. The said Board of Commissioners may have appraised all lands, islands, lots or parts of lots, belonging to said Board, not heretofore sold, or which have been sold and forfeited, or which may hereafter become forfeited, and may sell the same at public auction at not less than the appraised value, after duly publishing a notice of said sale, and pay the proceeds of such sale into the treasury of the State: *Provided*, that none of the property above mentioned shall be sold until said commissioners shall appoint one or more agents, whose duty it shall be, when notified by said Board, to examine and appraise said property, and return said appraisement to the secretary of said Board of Commissioners."

It was agreed to.

On motion, the bill, as amended, was

Referred to the committee of the whole, and 250 copies of the same ordered printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 186, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The Speaker, by leave, laid before the House the following communications from the Mayor and common council of the city of Chicago, and accompanying documents :

To HON. WILLIAM M. SMITH.

Speaker of the House of Representatives :

The undersigned, representing the corporate authorities and citizens of Chicago, have the honor to submit herewith, for the consideration of the General Assembly of the State, now in session, a report of the action of the common council of the city, at a recent session of that body, and of the citizens convened in a public meeting, held on the 13th inst., in reference to the contemplated adjourned session of the Legislature.

They are authorized to say, that in the event of the holding of an adjourned session of the Legislature, which now seems unavoidable, the authorities and citizens of Chicago would feel honored and gratified by the selection of this city for the holding of the sitting of that body, as well as by the presence of the executive of the State during the session, if compatible with the public interests and if no constitutional obstacles interpose to bar their temporary removal from the State Capital. It is believed that a session in the chief city of the State, in whose growth and progress every citizen of the State is naturally interested, would be productive of great benefits to our city, and result in permanent advantages to the State at large.

The committee are empowered to guarantee that ample and suitable provision shall be made for the accommodation of both houses of the Legislature, and the executive, free of expense to the State.

A copy of this communication, and of the accompanying documents, will be laid before the Senate and the Governor of the State.

Very respectfully,

R. B. MASON, *Mayor.*

WM. BROSS,
Chairman Citizens' Meeting.

O. C. P. HOLDEN,
Pres't Council.

JOSEPH E. OTIS,
THOS. WILCE,
JAMES D. TYLER,
W. B. BATEHAM,
THEODORE SCHINTZ,
RICHARD SOMERS.

W. J. ONAHAN,
Secretary Citizens' Committee.

IN COMMON COUNCIL, *March 13, 1871.*

By Alderman Otis:

Resolved, That this common council does hereby extend an invitation to the General Assembly of this State to convene and hold its adjourned session in this city, should such an adjourned session be held.

Alderman Otis moved that a committee of six, to be appointed by the chair, be instructed to extend the invitation, as set forth in the foregoing resolution.

Alderman McAvoy moved to add his honor the mayor, and the president of the council, to said committee.

The motion prevailed.

The following is the committee appointed by the chair:

Aldermen Otis, Somers, Tyler, Schintz, Bateham, Wilce.

STATE OF ILLINOIS,
County of Cook, City of Chicago, } ss.

I, O. T. Hotchkiss, City Clerk of the city of Chicago, do hereby certify that the foregoing is a true and correct copy of a resolution

adopted by the Common Council of said city, March 13, 1871, and approved March 15, 1871, the original of which is intrusted to my care for safe keeping, and is on file in my office.

[SEAL.] Witness my hand and the corporate seal of said city of Chicago, this 16th day of March, A. D. 1871.

C. T. HOTCHKISS, *City Clerk.*

CHICAGO, *March 13, 1871.*

In response to a call signed by his honor, the Mayor, a meeting of citizens was convened at the Tremont House this evening, to take into consideration the expediency of extending an invitation to the General Assembly of Illinois, to hold the proposed adjourned session of that body in this city.

On motion of Governor Bross, Hon. R. B. Mason was called to the chair, and by motion of Judge Wallace, W. J. Onahan chosen secretary of the meeting.

After a preliminary explanation, by the chairman, of the purposes of the meeting, Governor Bross was called upon for his views, which were given at some length. Judge Wallace, G. W. McMullen, Jas. H. Bowen, John Mattocks, S. S. Hayes, Mr. Waite, and other gentlemen likewise addressed the meeting.

After a full discussion of the subject, Hon. Elliott Anthony moved that an invitation be extended to the Legislature to meet in Chicago, and that a committee of nine be appointed by the chair to tender the same.

An amendment by Judge Wallace, accepted by Mr. Anthony, was unanimously carried, that this meeting respectfully request the Honorable Mayor and Common Council to extend the invitation to the Legislature to convene in Chicago, after the pending adjournment.

Moved by Mr. Waite, and seconded, that a committee of nine be appointed by the chair, on Ways and Means, to secure the necessary accommodations and to co-operate with the council in the premises.

Carried.

It was also moved, seconded and carried, that the chair have power to appoint all necessary committees.

On motion of Judge Wallace, the chairman was requested to acquaint himself with the probable expense of a session of the Legislature in this city, and authorized to guarantee on behalf of the citizens of Chicago, that the expense of such session to the State shall not exceed the cost if held in Springfield.

Moved by Mr. Mattocks, that a committee of three, which shall include Alderman Somers (then present), be appointed to wait on the Common Council forthwith, and acquaint that body of the action of this meeting. Carried.

The chair appointed Messrs. Mattocks, Somers and Waite, as the committee.

On motion of Mr. Hayes, the chairman was empowered to call future meetings and appoint all necessary committees.

The meeting then adjourned.

W. J. ONAHAN,
Secretary.

By leave,

Mr. Mayo submitted the following preamble and resolution, and moved its adoption :

WHEREAS the corporate authorities and citizens of the city of Chicago, have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

Mr. Miller of St. Clair moved that the whole subject be referred to the committee on federal relations; which motion was not agreed to.

Mr. Cummings moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of the resolution submitted by Mr. Mayo,

It was decided in the affirmative, { Yeas..... 97
Nays..... 44

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Benson,
Berry,
Boyd,
Briden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Chandler,
Clark of LaSalle,
Cummings,
Daniels,
Derrickson,
Dixon,
Edgcomb,
Efner,
Egan,
Fleharty,
Funk,
Galbraith,
Gallagher,
Galloway,
Gass,
Goodell,
Hall,
Haines,
Hawes,

Messrs. Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
Knoles,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McMasters,
Merritt,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,
Phelps,

Messrs. Powell,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Richardson,
Rives,
Roe,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Stewart,
Stillwell,
Sullivan,
Townsend,
Vocke,
Walte,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,

Those voting in the negative are,

Messrs. Barrett,
Briscoe,
Brown of Bond,
Burnside,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cunningham,
Dwight,
Easley,

Messrs. Elder,
Finley,
Fuller,
Gillham,
Hundley,
Jeffries,
Kelley,
Landrum,
McMillan,
Miller of Madison,
Moffit,
Miller of St. Clair,
Morrill,
Morrison of Monroe,
Pixley,

Messrs. Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Sanford,
Springer,
Taylor,
Trimble,
Mr. Speaker.

So the resolution was adopted.

Mr. Morgan moved that the vote just taken be reconsidered, and,

On motion of Mr. Morgan,

Said motion was laid upon the table.

By leave,

Mr. Short, from the committee on revenue, reported back House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes of the year 1870," with the recommendation that it be ordered to a second reading.

The report of the committee was concurred in, and the bill

Ordered to a second reading.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour; being

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein."

Whereupon,

Mr. Roberts submitted the following amendment to section one:

Add after the word "correction," the following:

"*Provided*, That no persons shall be sentenced or committed under the provisions of this act, except in pursuance of the verdict of a jury duly impaneled and sworn, as now provided by law in cases of misdemeanors, in courts of record in this State."

Mr. Root submitted the following amendment:

In line 4, section one, strike out the words "punishment and reformation," and insert "and punishment."

Mr. Roberts moved that the bill and pending amendments be re-committed to the committee on judiciary.

Pending the consideration of which,

On motion of Mr. Rice of Sangamon,

At 1 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. King of Cook,

The rules were suspended, and

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively,"

Was taken up, and read a second time.

Mr. King of Cook moved the rules be suspended, and the bill be ordered to a third reading.

On motion of Mr. Cummings,

The bill was referred to the committee of the whole.

The question pending at the adjournment of the forenoon session, to refer House bill No. 478 and pending amendments to the committee on judiciary, was voted upon, and the bill and pending amendments was so recommitted.

By leave,
Senate bill, No. 217, for "An act making appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Was taken up, read a first time, and
Ordered to a second reading, and 250 copies of the same ordered printed.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being

Senate bills Nos. 137, 139, 227, 88 and 73, and House bills Nos. 347 and 369, when,

On motion of Mr. Sheldon,
Such bills as were in the order of third reading, were ordered to be taken up, in their numerical order.

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb,"

Was taken up and read a third time.
And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.129
Nays 2

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Allen, Armstrong, Austin, Barnes, Barrett, Benson, Berry, Boyd, Bralden, Brayton, Briscoe, Brooks, Brown of Bond, Burley, Burnside, Campbell, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Maccoupin, Cloud of Morgan, Clow, Cofer, Collins, Cummings, Cunningham, Daniels, Derrickson, Dixon, Dwight, Efner, Egan, Elder, Finley, Fieharty, Fuller, Galbraith, | Messrs. Galloway, Gass, Gillham, Goodell, Hall, Haines, Hawes, Hay, Hickox, Hildrup, Hinchcliffe, Humphrey, Hundley, Hunter, Jeffries, Jones of Marshall, Kelley, Kenny, King of Cook, Knoles, Landrum, Langston, Latimer, Manley, Massenberg, Mason, McConnell, McElvain, McElwee, McMasters, McMillan, Miller of Kane, Miller of Madison, Miller of St. Clair, Morrill, Morrison of Cook, Morrison of Monroe, Musetter, North, Olson, Phelps, Phillips, Pixley, | Messrs. Pritchard, Price, Reese, Reinhardt, Reise of Logan, Remsberg, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Roberts, Rodgers of Madison, Rodgers of Platt, Roe, Roessler, Root, Ross, Rowley, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Stewart, Stillwell, Sullivan, Taylor, Townsend, Trimble, Vocke, Waite, Watkins, Webb, Whitney, Williams, Wight, Mr. Speaker. |
|--|---|---|

Messrs. Merritt and Morse voted in the negative.
So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas128
Nays 00

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Allen, Armstrong, Austin, Barnes, Barrett, Benson, Berry, Boyd, Braidon, Brayton, Briscoe, Brooks, Brown of Bend, Burley, Burnside, Campbell, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Cummings, Cunningham, Daniels, Derrickson, Dixon, Dwight, Efner, Egan, Finley, Fleharty, Fuller, Galbraith, Gallagher, Gass, | Messrs. Galloway, Gillham, Goodell, Hall, Haines, Hickox, Hildrup, Hinchcliffe, Hundley, Hunter, Jones of Marshall, Kelley, Kenny, King of Cook, Knolea, Landrum, Langston, Latimer, Manley, Massenberg, McConnell, McElvain, McElwee, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morrill, Morrison of Cook, Morrison of Monroe, Musetter, North, Olson, Phelps, Phillips, Pixley, Pritchard, Price, Reese, | Messrs. Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Riggs, Rives, Roberts, Rodgers of Platt, Roe, Roessler, Root, Ross, Rowley, Ryan, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Stewart, Stillwell, Sullivan, Taylor, Townsend, Trimble, Vocke, Walte, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|--|---|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 134
Nays. 00

Those voting in the affirmative are,

Messrs. Allen,
Austin,
Barnes,
Benson,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Daniels,
Derrickson,
Dixon,
Dwight,
Easley,
Efner,
Elder,
Finley,
Fleharty,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Goodell,

Messrs. Hall,
Haines,
Hawes,
Hay,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Knobles,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
McElwee,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
North,
Olson,
Phelps,
Phillips,
Pixley,
Pritchard,
Price,

Messrs. Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vocke,
Waite,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Leave of absence was granted Messrs. Johnston, Morris, and Springer.

On motion of Mr. Barnes,

The rules were suspended, and

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

Mr. Cummings moved the previous question.

And the question being, "Shall the main question be now put?" it was not agreed to.

Mr. Cary moved that the bill be referred to the committee of the whole.

Mr. North moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the motion to refer the bill to the committee of the whole, it was agreed to.

Mr. Cary, at 5:45 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

On motion of Mr. Clark of Kane,

The rules were suspended, and

House bill, No. 347, for "An act making appropriations for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872,"

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Haines,

The vote was reconsidered by which the said bill was ordered to a third reading.

Mr. Haines moved the adoption of the following amendment:

Add the following in first section:

"For the purpose of erecting the main centre building, the sum of fifty-eight thousand dollars."

The question being upon the adoption of the amendment,

It was decided in the affirmative, { Yeas..... 59
Nays..... 53

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barnes,
Barr,
Berry,
Bralden,
Brayton,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,

Messrs. Derrickson,
Dixon,
Fleharty,
Gass,
Galloway,
Haines,
Hawes,
Hickox,
Hunter,
Jones of Marshall,
Landrum,
McConnell,
Miller of Kane,
Morgan,
Morrison of Cook,
North,
Phelps,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Reinhardt,
Rensberg,
Rice of Sangamon,
Roe,
Root,
Senne,
Sheldon of Champaign,
Smith of Ogle,
Sullivan,
Townsend,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Briscoe,
Brown of Bond,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Coker,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Gillham,
Hall,
Hay,
Hinchcliffe,

Messrs. Hundley,
Jeffries,
Kelly,
Kenny,
Knoles,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
McElvain,
McElwee,
McMasters,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morse,
Mussetter,

Messrs. Olson,
Reese,
Reise of Logan,
Rives,
Rodgers of Madison,
Roessler,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Stewart,
Stillwell,
Taylor,
Webb.

So the amendment was adopted.

On motion of Mr. Armstrong,
The vote by which the amendment was adopted, was reconsidered,
and,

On motion of Mr. Armstrong,
The amendment was laid upon the table, and,

On motion of Mr. Haines,
The bill was ordered to a third reading, and,

On motion of Mr. Haines,
House bill, No. 347, for "An act making appropriations for the
completion of the Northern Insane Asylum at Elgin,"

Was read a third time.

And the same and all amendments thereto having first been printed,
and an emergency being expressed in the body of the act as a reason
why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....119
Nays..... 5

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barnes,
Berry,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Coker,
Collins,
Cummings,
Daniels,

Messrs. Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Flehart,
Fuller,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jones of Marshall,
Kelly,
Kenny,
Knoles,
Langston,

Messrs. Latimer,
Lee,
Massenberg,
McConnell,
McElvain,
McMasters,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Mussetter,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reese,
Reinhardt,
Reise of Logan,
Reinsberg,
Rice of Peoria,
Rice of Sangamon,

Messrs. Rich,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,

Messrs. Trimble,
Vocke,
Walte,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Carlo,
Landrum,

Messrs. McElwee,
Morse,

Mr. Rives.

So the bill was declared passed and ordered engrossed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

By leave,

Mr. Webb submitted the following preamble and resolution, and moved its adoption :

WHEREAS on the 30th day of last January, a resolution was adopted by this House, requesting the Governor of the State to furnish the House with full information in regard to the Southern Illinois Normal University ; and whereas the trustees of said institution, in 1869, made a full annual report to his excellency, and in answer to said resolution of the 30th of January, made an additional report, being in full to the date thereof, which reports have never been laid before this body ; therefore, be it

Resolved, That His Excellency, the Governor, be respectfully requested to furnish this House with the different reports, in full, of said trustees to date ; also, the information called for in the resolution of January 30th, at his earliest convenience.

Which was agreed to.

Mr. Reinhardt moved that the rules be suspended, in order to introduce a resolution ; which motion was not agreed to.

On motion of Mr. Morgan,
At 6 o'clock P. M., the House adjourned.

THURSDAY, MARCH 23, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Crane.

On motion of Mr. Cloud of Morgan,
The reading of the journal was dispensed with.

On motion of Mr. Cloud of Morgan,
The rules were suspended, and
Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children,"
Was taken up and read a second time,

Also,

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Was taken up, read a second time, and,

On motion of Mr. Cloud of Morgan,

The rules were further suspended, and the bills were Ordered to a third reading.

Mr. Carpenter presented a petition from citizens of Wheaton, on the subject of temperance; which was

Referred to the select committee on temperance.

Mr. Edgcomb presented a petition from citizens of LaSalle county, on the subject of temperance; which was

Referred to the select committee on temperance.

Mr. Vennum presented a petition from William Dixon and others, remonstrating against the passage of the bill to regulate the practice of medicine; which was

Referred to the committee on miscellaneous subjects.

Leave was granted Messrs. Short, Roe, and Miller of St. Clair, to record their votes in the affirmative on the passage of

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State."

On motion of Mr. Roberts,

The rules were suspended, and

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the 21st judicial district,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 121
Nays 10

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barnes,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Casey of Shelby,

Messrs. Cavan,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Daniel,
Derrickson,
Dixon,
Easley,
Edgcomb,
Efner,
Finley,
Flehart,
Fouke,
Fuller,

Messrs. Galbraith,
Gallagher,
Galloway,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Knobles,

Messrs. Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Morse,
Mussetter,
North,
Phelps,

Messrs. Pixley,
Pritchard,
Price,
Reese,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roesler,
Root,
Ross,
Rowley,

Messrs. Ryan,
Shaw,
Senne,
Sheldon of Champaign,
Sheldon of Warren,
Sherrill,
Short,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Vennum,
Vocke,
Walke,
Webb,
Whitney,
Williams,
Wight.

Those voting in the negative are,

Messrs. Cary,
Casey of Jefferson,
Dwight,
Elder,

Messrs. Hunter,
Morrison of Monroe,
Olson,

Messrs. Riggs,
Sanford,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Townsend,

The rules were suspended, and

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 119
Nays. 15

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barrett,
Benson,
Berry,
Boyd,
Braidan,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Daniels,
Derrickson,
Dixon,
Dwight,
Easley,

Messrs. Edgcomb,
Egan,
Elder,
Finley,
Fleaharty,
Galbraith,
Gallagher,
Gilham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Jones of Marshall,
Kelly,
Kenny,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenburg,
Mason,
Mayo,
McConnell,

Messrs. McElwee,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morse,
Mussetter,
Olson,
Phelps,
Pixley,
Pritchard,
Reese,
Reinhardt,
Reise of Logan,
Rensburg,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roesler,
Root,
Ross,
Rowley,
Ryan,
Sanford,

Messrs. Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,

Messrs. Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Vennum,
Voeke,

Messrs. Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Burley,
Casey of Jefferson,
Cavan,
Clark of Kane,

Messrs. Eifer,
Fouke,
Fuller,
Knoles,
Morrison of Monroe,

Messrs. Price,
Riggs,
Roberts,
Walte,
Wight.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Morgan,

The rules were suspended and

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken from the committee of the whole and recommitted to the committee on railroads.

On motion of Mr. Haines,

The rules were suspended, and

House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum, from July first, 1867,"

Was taken from the committee of the whole and recommitted to the committee on appropriations.

Mr. Stillwell, from the committee on railroads, submitted the following report :

The committee on railroads, to which was referred House bill, No. 199, report the same back and recommend that it do not pass, and ask to be discharged from any further consideration of the subject.

The report of the committee was concurred in, and the bill

Ordered to a first reading.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, to-wit :

House bill, No. 460, for "An act providing for the construction of turnpike roads."

House bill, No. 470, for "An act concerning all cities of this State which now do, or hereafter may contain thirty thousand inhabitants, and concerning all cities that now are, or may hereafter be cities of the first class, to enable them to levy taxes for sewerage and water purposes."

House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county.' "

Mr. Burley, from the committee on penitentiary, reported back House bill, No. 511, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illi-

nois State Penitentiary, at Joliet," with the recommendation that it be referred to the committee of the whole and 250 copies of the same ordered to be printed.

The report of the committee was concurred in, and the bill

Referred to the committee of the whole, and 250 copies of the same ordered printed.

Mr. Burley, from the committee on penitentiary, reported

House bill, No. 560, for "An act regulating the labor of the convicts of the penitentiary of the State," as a substitute for House bill No. 297, with the recommendation that the bill be ordered to a first reading, and that House bill No. 297 be laid on the table.

The report of the committee was concurred in, and the bill

Ordered to a first reading, and

House bill, No. 297, for "An act to control the convict labor and articles manufactured at the State Penitentiary at Joliet, Illinois,"

Was laid upon the table.

Mr. Burley, from the committee on penitentiary, reported back House bill, No. 254, for "An act to provide for the leasing of the Illinois penitentiary, to abolish the office of penitentiary commissioners, and to amend and consolidate into one act all laws in relation to said penitentiary," with the recommendation that the bill do not pass.

Mr. Roberts, from the committee on penitentiary, submitted the following minority report:

MR. SPEAKER: The undersigned, members of the committee on penitentiary, feel it to be a duty we owe to this House and to the people of the State, to present to the House a few reasons why we cannot agree with the majority of the committee in relation to House bill No. 254, which was referred to said committee for consideration.

We desire to state to the House that after a careful and thorough examination of the existing laws, and the bills for the government and management of the penitentiary, which have been referred to the committee, we are of opinion that House bill No. 254 presents the best remedy for this foul ulcer, the present system of penitentiary management, which has become fastened on the State, and that a continuance of the management of the penitentiary under the existing laws and system will result in the future, as in the past, in great and unnecessary expense to the State, without any adequate good to either convicts or to the people.

House bill No. 254 proposes to repeal all existing laws for the government and management of the penitentiary, totally abolishing the office of commissioners and the system under which such enormous expenditures of the people's money has been made, and to inaugurate a new system, substantially as follows:

To lease this penitentiary to the party offering the best terms to the State, retaining absolute and undisputed control and management of the discipline and sanitary condition of the prison in the hands of the State.

The sanitary and disciplinary management to be under the control and direction of a Warden, Chaplain and Surgeon, to be appointed by the Governor, and removable at his pleasure.

The lessee to feed, clothe and guard the convicts, and to pay to the State such sum as may be agreed upon when the contract or lease is made.

We do not insist that the bill is the best that could be gotten up for the interest of the State and the convicts, or the humanitarians of the country, but we do contend that in many respects it is the best, in our judgment, that has been presented to this General Assembly, and we feel confident that, with amendments whereby the labor, and not the prison, should be leased, and the feeding, clothing, etc., of the convicts kept in the hands of the State, it could be made satisfactory to all who desire to see the penitentiary placed in a condition where it will be a credit instead of a disgrace to the State, as it is under its present management.

We therefore respectfully ask that the bill may be read a first time, printed, and considered by the House in connection with the other bills on the same subject.

Respectfully,

C. A. ROBERTS,
W. S. BROOKS,
T. E. MERRITT,
JAMES M. RALLS,
EDWARD ROESSLER.

The bill, to-wit: House bill No. 254—was then ordered to a first reading.

Mr. Burley, from the committee on penitentiary, reported back House bill, No. 83, for "An act to fix the compensation of the commissioners of the Illinois State Penitentiary, at Joliet," with the recommendation that the enacting clause be stricken out.

The report of the committee was concurred in, and

The enacting clause of the bill was stricken out.

Mr. Burley, from the committee on penitentiary, reported back sundry resolutions referred to that committee, with the recommendation that they be laid on the table.

The report of the committee was concurred in, and the resolutions Laid upon the table.

Mr. Burley, from the committee on penitentiary, submitted the following report:

The committee on the penitentiary, to which was referred the following bills and resolutions, to-wit: House bill, No. 254, a bill for "An act to provide for the leasing of the Illinois Penitentiary, to abolish the office of Penitentiary Commissioner, and to amend and consolidate into one act all laws in relation to said Penitentiary."

House bill, No. 511, for "An act in relation to the Penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.' "

"WHEREAS the Governor, in his message, relating to the Penitentiary, states 'that he found, on his visit in July, 1869, that the debt of the institution were greatly understated; that the Commissioners having exhausted (in eighteen months) an appropriation of \$300,000, made at the last General Assembly, admit an indebtedness of \$32,832 18; and that a disagreement existed between the Commissioners, whereby the discipline of the institution was impaired and diminished and the labor of convicts affected;' therefore,

Resolved, That, for the purpose of making a thorough investigation, the committee on penitentiary be and is hereby authorized to send for witnesses, compel attendance and require their testimony under oath, and for all books and papers in relation thereto, and report to this House at its earliest convenience;"

—Have, according to the order of the House, had the same under consideration, and beg leave to make the following

REPORT.

As one of the standing committees of the House, and that to which by the rules of the body, the special subject of the penitentiary is committed, and acting under the orders of the House, to "make a thorough investigation," your committee early determined to devote its attention first to an examination of the affairs, condition and management of the penitentiary as a penal and reformatory institution of the State, with a view to determine what measures or changes, if any, were necessary, in order to increase its usefulness and to give it success; and your committee decided that this could best be done by an actual visit to the institution.

Accordingly, on the 30th day of January, 1871, the committee assembled at the penitentiary, and on that and the succeeding day made an inspection of the buildings, shops, cells and other appurtenances of the prison, examined the food, clothing and hospital arrangements, and inquired into the state of the health of the convicts and of the discipline and general treatment and management of the inmates; and it affords your committee great pleasure to be able to report that, as far as they were able to judge, the food of the convicts is wholesome and is furnished in sufficient quantities, that their clothing is suitable and comfortable, that from the extremely small amount of sickness the hospital arrangements are sufficient, that the health of the convicts is good, and that the discipline and the arrangements for the establishment and maintenance of regularity and order are excellent. In respect to these objects the efforts of the officers of the institution seem to have been successful to a gratifying degree.

It is proper, however, in this connection, that attention be called to the overcrowded state of the penitentiary. It contains at present nearly fourteen hundred convicts, while according to its original plan it was intended for the accommodation and safe keeping of not more than one thousand, and the excessive number of convicts may in some manner aid in accounting for that want of success in the financial management, of which more will hereafter be said.

While your committee make no recommendation looking to immediate action, they think it proper to say that, considering the rapid growth

of the State in population, the enlargement of the present penitentiary or the erection of another, is a duty that must be undertaken by the State at no distant day.

In relation to the financial management and condition of the penitentiary, and the state of its business, the committee are not prepared to express such decided opinions, and for the facts upon which their opinions are formed they are indebted mainly to such official sources of information as are already in the possession of the General Assembly, and they do not feel it to be their duty, nor would it be just to the people of the State or to the officers whose conduct is involved, to merely recapitulate and arrange facts and figures extracted from public documents and reports, that are accessible to all, when the effect of such a course would be but to mislead the General Assembly and the people, and to lay the foundation for prejudices and false conclusions, and would be no proper or satisfactory substitute for that thorough and searching investigation into all that concerns the penitentiary, its management and business—which it has been impossible for the committee, in view of their other duties, to make, but which, in their judgment, ought to be no longer delayed. Enough, however, is known to render it certain that the present management of the penitentiary has not realized the object intended to be accomplished by the General Assembly in the passage of the act of June 28, 1867, which object is declared by the act to be “to defray all the expenses of the penitentiary by the labor of the convicts.” On the contrary, large appropriations have been made from the Treasury of the State to pay the cost of organizing the penitentiary under the present plan, and to defray the expenses of maintaining and operating the institution, and an admitted indebtedness has been contracted and now exists against the management that amounts to about three hundred and thirty-three thousand dollars, and these sums are only partially balanced by the property on hand and the debts due the institution.

Your committee report that they have not had sufficient time, nor the proper and essential means to prosecute and conclude an investigation into the causes of this state of affairs. The subject is one of great magnitude, and as an investigation properly conducted will cover an inquiry as to the causes of the disastrous failure of “the lease system,” which collapsed in June, 1867, necessitating a special session of the General Assembly, and that threw upon the State the sudden and expensive duty of making immediate provision for one thousand convicts, as well as of the whole business of the penitentiary, from June, 1867, until the present time, with all the details of its operations and the transactions of its numerous agents, such an investigation, to be just and useful, must be thorough and complete, demands more time than your committee have at their disposal consistent with their duty to attend upon the sittings of this House, and the body charged with the duty of conducting it must be clothed with the power to summon and compel the attendance of witnesses and the production of books and papers, and to administer oaths (a power which, as at present advised, we do not sufficiently possess), and will also require an appropriation of money to defray the cost of procuring witnesses and its other necessary expenses.

In view of these considerations your committee withhold any expression of opinion as to the cause or causes that have produced the results already described, and will proceed to discuss and contrast the plans embodied in the several bills before them for the future management of the penitentiary.

Your committee feel bound to say that they cannot recommend the adoption of any scheme or plan that contemplates a return to the lease system. It has no advantage over the system of State control, and is open to many most serious objections that do not apply to the latter system. The lease system proposes to offer to some single person or single interest the control of the convicts and their labor, upon condition that they are fed and clothed without expense to the State. It is true that all the propositions "for leasing the penitentiary" profess to concede a partial and very limited degree of authority to officers to be appointed under the authority of the State; but all experience has shown that with the facilities for the concealment of facts, and the power to embarrass and annoy that would be possessed by a lessee, an honest and independent officer would soon be compelled to resign in despair or disgust, while one destitute of either of these qualities would sink into the position of an insignificant tool and apologist, and no one would be left to stand between the rapacity, cruelty or indifference of the lessee, and the convicts, who are substantially committed by the State to his unrestrained control.

Nor is it certain that the lease system affords any greater security against loss to the State. This system prevailed for many years, and during a large portion of the term of its existence the lessees found employment for the convicts in labor for the State, as many appropriation bills passed by the General Assembly will testify, and the inner history of the transaction would disclose that Messrs. Buckmaster & Co. sold out their lease in 1867, because the penitentiary could be no longer managed by them with profit, and it is certain that their assignees abandoned the lease in June, 1867, to avoid absolute ruin.

It may be said, in answer to these objections, that responsible men are now ready to enter into a contract with the State, and to give bonds to comply with any contract they may make. This is now true, no doubt, but these and all other responsible men withheld such offers while business was unsettled and values were declining, and as States are notoriously negligent and often helpless creditors, the probabilities are that when its management again becomes unprofitable, they too, like former lessees, would find ready means of easy escape.

The bill proposed by your committee, on the other hand, contemplates the present system of the control of the penitentiary by the State, but modifies and regulates the existing mode of employing the convicts, so as to combine all the advantages of the lease system without its objectionable features, and retains and enforces the idea of the government of the convicts by humane and just rules to be prescribed and enforced by the State, while the capital necessary to afford them employment is to be furnished by individuals who will pay to the State fixed sums per day for their services, and instead of limiting the competition for the labor of the convicts to a few large capitalists, who

would sub-let and traffic in their services, it invites the attention of men of moderate means, engaged actively and personally in special pursuits, who, for that reason, could pay fair prices, and would have neither the inclination nor the power to overbear the agents of the State, nor to disregard their obligations. Another modification of the present system, made by the bill reported by your committee, and to which they desire to call attention, is that of subjecting all the officers of the penitentiary to the direct or indirect control of the Governor. It is essential to the successful administration of the affairs of this institution that its management be subjected to the strictest responsibility.

We have given some attention to the plans suggested by the most experienced prison officers, for separating the management of the penitentiary from party politics, but it seems difficult now to mature any plan, adapted to the present situation, that would be likely to realize such a result. We agree in the propriety of such separation, but the people of the State demand that something shall now be done to relieve them from the burdens of taxation and at the same time do no violence to the idea of humane penitentiary government, and while the management of prisons is retained as one of the ordinary functions of the State government, it seems to us most judicious to make the Governor of the State responsible to the people for its success.

In conclusion, your committee report back the several bills before mentioned, and respectfully recommend that the bill entitled a bill for "An act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'" be passed, and that the others do not pass.

All of which is respectfully submitted, by order of the committee.

Mr. Roberts, from the committee on penitentiary, submitted the following minority report :

MR. SPEAKER: The undersigned, members of the committee on penitentiary, feeling that we cannot, in justice to our sense of duty as members of the committee and of this House, concur in the report agreed upon by a part of the committee and just reported to this House, of the doings of the committee, desire to submit a few reasons why we cannot concur, and to make at least a partial statement of the doings of the committee, and then ask this House to take such action as it may deem best for the interests of the State.

One reason why we cannot concur in this report is, that we do not believe it presents a fair statement of what has been done by the committee. A second reason, it was prepared by certain members of the committee without consultation with others, and in fact without the knowledge of some of us, and, as we are informed, without consultation with or the knowledge of the chairman of the committee, and was submitted to the committee on the evening of the 21st, and then for the first time brought to the knowledge or attention of the undersigned, and, as we are informed, to the attention of the chairman. We only heard the bill read once on that evening, and have had no opportunity to examine or study its contents. On last evening, when there were only seven members of the committee present, the report was taken

up, and ordered to be reported to the House on this morning, by a vote of five to two. We feel justified, as an apology for the hurried manner in which this report is gotten up, in saying that a request for a delay in presenting the report to the House, to enable us to prepare a report with more care than we have been able to give this, was refused by the same parties who made the report outside of the committee, and forced on the committee by less than a majority thereof.

We, with the chairman and other members of the committee, visited the penitentiary, and made an examination of the institution. We found the prison in a cleanly condition, and the health of the prisoners good. The discipline, as far as we are able to judge from our visit and from what we know of prison management, we deem good.

The prison we found crowded to excess, containing as it does nearly 1400 prisoners, with but 1000 cells.

The property on hand, as appears from the report of the commissioners, is valued at \$506,356 69. This, in the judgment of members of the committee, is largely in excess of the real value.

The debts due to the prison is stated in the official report of the commissioners, to be \$155,289 59. We find that the commissioners know but little of the solvency of the parties from whom the indebtedness is due.

As an evidence of the reckless manner in which the prison has been managed in its financial concerns, we found that some of the commissioners had taken a list of the claims due the prison, with the names of the parties from whom due, and submitted the same to a commercial agency in the city of Chicago, to get an opinion of their solvency; and from an examination of the report of the agency, it appears that not more than thirty-three per cent. of them (if even that amount) are good—some of them being totally unknown to the agency and many reported as utterly worthless.

The expenditures, as shown by statements submitted, amount to \$1,552,607 39. To this add the amount paid to former lessees in 1867, 1868, and 1869, of \$177,157 24, and we have a total of \$1,729,764 63. Of this amount there has been appropriated from the State Treasury, \$694,000, showing \$1,035,764 63 to have been received from property sold or other sources.

The indebtedness, as reported by the commissioners, is \$332,832 18, which being deducted from amount received from property sold, etc., shows \$702,764 63 as the product of the labor of the convicts, from July 1st, 1867, to December 1st, 1870.

We have not examined the receipts of property sold or for labor, and are therefore not prepared to report whether proper prices have been realized, or whether all the money received has been accounted for. The reason why we have not made such an examination may be explained by some of the members of the committee who have joined in the majority report.

We have made repeated efforts to get the commissioners' report for 1869, but all efforts have so far been unsuccessful.

The document from the Governor, referred to this committee, shows only the amount of bills paid; therefore no judgment can be formed as to whether the prices paid were high or low.

The commissioners' report of December 1st, 1868, states that the average cost of feeding, clothing and guarding each convict is about 45 cents per day. The same report states that the amount received from convict labor from July 1st, 1867, to December 1st, 1868, is \$334,373 08. Average number of convicts by report was over 1,100, which gives the number of days 481,800, or an average earning, per day, per convict, of about 69 cents; deduct cost of keeping and guarding, 45 cents, and a profit is shown, per day, of 24 cents on 481,800 days, amounting to \$115,632 06. This appears to your committee should have been sufficient to have paid any incidental expenses of the prison; yet by the same report the expenses were \$463,595, from which deduct receipts, \$334,373 08, leaving an excess of expenditures over receipts, \$129,221 92.

In the report for 1870, the Warden states that the "statistical tables herewith show fully the receipts and disbursements, earnings and expenditures." The only earnings shown are by the balances of the several shop accounts, including the store account, showing for the year 1870, \$222,572 87.

The average number of convicts, as per report, is 1,296—call it for the year 1,200 as an average; this gives 370,800 days' work, at a fraction over 60 cents per day, per convict, and if the average expense of guarding, feeding, etc., though not reported, was no more than during the years '67 and '68, there would be a gain of 15 cents per day, on 370,800 days, of \$55,620. Notwithstanding this apparent profit, the statement shows an increase of indebtedness over that of December 1, 1869, of \$144,940 78, and a loss on the year's business of \$54,117 15, less amount of \$50,742 74, being a net loss of \$3,374 41. The \$50,742 74 is claimed to be debts paid which were not shown by the books as due or owing in December 1, 1869.

We desire to call the attention of the House to the following statement, showing amount of indebtedness and assets, as taken from the books of the prison :

Statement showing the Amount of Indebtedness and Assets.

| 1868. | Liabilities. | Am't in treasury. |
|------------------------|--------------|-------------------|
| March 1, 1869..... | \$150,000 00 | \$300,000 00 |
| May 1, 1869 | 212,463 68 | 300,000 00 |
| July 1, 1869 | 116,915 48 | 150,000 00 |
| August 1, 1869..... | 150,419 50 | 150,000 00 |
| September 1, 1869..... | 163,880 85 | 130,000 00 |
| October 1, 1869..... | 183,915 78 | 130,000 00 |
| November 1, 1869 | 175,345 36 | 110,000 00 |
| December 1, 1869..... | 188,891 45 | 90,000 00 |
| March 1, 1870 | 289,257 65 | 60,000 00 |

From the foregoing it will be seen that on March 1st, 1869, the prison was in debt \$150,000, and had \$300,000 in the treasury, and that one year from that date, to-wit: March 1st, 1870, it was in debt \$289,257 65, and had only \$60,000 in the treasury.

We dislike to charge dishonesty against any person or persons connected with the prison, but we are compelled to say that the evidences of incompetency are so patent, and the recklessness in the management so great, that we doubt whether any terms other than those of criminality and gross negligence will properly express the manner in which the whole financial affairs of the institution have been conducted.

We are of opinion that a thorough investigation should be made into the affairs of the penitentiary, beginning with July 1st, 1867; and that such an examination will develop a state of affairs that no mild terms will properly express. We are of the opinion that our committee can make such an examination, and we have no hesitancy in saying that, in our judgment, if our chairman had been supported in his endeavors to make such an investigation as is demanded by the tax-payers of the State, we would not now have a bill before this House establishing a commission to sit during the vacation, at great expense to the State, to do what it was our duty to have done.

We cheerfully, and as an act of simple justice, bear testimony to the zeal and energy with which our chairman has discharged his duties; and if the committee has not done what was expected of it by the House or the country, the fault should not be laid at his door.

We do not wish to be understood as making any charge against the committee, or any member thereof. We are content to let it be judged by the results of its labors.

Respectfully,

C. A. ROBERTS,
W. S. BROOKS,
T. E. MERRITT,
JAMES M. RAILS,
EDWARD ROESSLER.

On motion of Mr. Roberts,

One thousand copies each of the majority and minority reports were ordered to be printed.

Mr. Daniels, from the committee on mines and mining, submitted the following report :

Your committee on mines and mining have had under consideration

House bill, No. 2, for "An act providing for the health and safety of persons employed in coal mines," also,

House bill, No. 437, for "An act providing for the health and safety of persons employed in coal mines, and for the collection of statistics relative to the development of the coal interests of the State," also,

House bill, No. 518, for "An act to provide for the construction and regulation of coal shafts and slopes."

Whereas the subjects embraced in said bills, so far as the determination of appropriate legislation is concerned, is of vast importance, and whereas your committee are as yet unable, from the light they have had thrown upon the subject, to report at this time a perfected bill, and whereas it is not probable that a bill can now be perfected before

the adjourned session, therefore, your committee report said bills back to the House, with the recommendation that they be printed and re-committed to this committee for further action.

The report of the committee was concurred in, and
Five hundred copies each of the bills were ordered printed.

Mr. Price, from the committee on corporations, submitted the following :

The committee on corporations, to which was referred the petition of citizens of Cameron, in Warren county, asking that their town be incorporated, beg leave to report the same back, and recommend its commitment to the committee on municipal affairs.

The report of the committee was concurred in, and the petition
Referred to the committee on municipal affairs.

Mr. Price, from the committee on corporations, submitted the following :

The committee on corporations, to which was referred the petition of citizens of Monmouth, Warren county, praying, among other things, for an amendment to their city charter, beg leave to report the same back, and recommend its reference to the committee on municipal affairs.

The report of the committee was concurred in, and the petition
Referred to the committee on municipal affairs.

On motion of Mr. Ryan,

The rules were suspended, and

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads,"

Was taken from the committee of the whole, and
Referred to the committee on railroads.

On motion of Mr. Rice of Sangamon,

The rules were suspended, and

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, " Shall this bill pass ?"

The vote was taken thereon, { Yeas.125
Nays 00

Those voting in the affirmative are,

| | | |
|----------------|------------------|---------------------|
| Messrs. Adams, | Messrs. Brayton, | Messrs. Carle, |
| Allen, | Briscoe, | Carpenter, |
| Armstrong, | Brooks, | Cary, |
| Barnes, | Brown of Bond, | Casey of Jefferson, |
| Benson, | Burley, | Casey of Shelby, |
| Berry, | Burnside, | Cavan, |
| Boyd, | Caldwell, | Chandler, |
| Braiden, | Campbell, | Clark of Kane, |

Messrs. Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Daniels,
Dixon,
Dwight,
Edgcomb,
Efner,
Elder,
Finley,
Fleharty,
Fouke,
Frew,
Fuller,
Galbraith,
Gallagher,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,

Messrs. Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mayo,
McConnell,
McElwee,
McEwen,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morse,
North,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reese,
Reinhardt,
Rensberg,
Rice of Peoria,

Messrs. Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Roessler,
Root,
Rose,
Rowley,
Ryan,
Sanford,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Vocke,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Taylor moved that the rules be suspended, in order to take House bill No. 507 from the committee of the whole, and order it to a third reading.

Mr. Springer moved to amend the motion of Mr. Taylor, by going into the committee of the whole, for the consideration of House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State arsenal.

Mr. Root moved to amend the motion of Mr. Springer, by going into the committee of the whole to consider bills referred to that committee in their numerical order; which motion was agreed to.

The question recurring upon the adoption of the motion of Mr. Taylor, as amended, it was agreed to.

Whereupon,

The House went into committee of the whole, for the consideration of bills referred to that committee, with Mr. Burley in the chair.

After considerable time spent in committee of the whole,

Mr. Burley, from the committee of the whole, reported that they had had under consideration House bill, No. 117, for "An act providing for the formation of corporations for agricultural, mining, mechanical, chemical, printing, publishing, manufacturing and building purposes; for supplying villages, towns and cities with gas or water; for transportation of property or passengers, otherwise than by railroads and by water; for erecting and operating hotels, elevators or warehouses; for constructing and operating telegraph lines and horse or dummy railroads; and for constructing and operating docks,

wharves, or slips or basins," and had made some progress therein, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M.

By leave,

Mr. Haines introduced

House bill, No. 561, for "An act to provide for correcting abuses and to prevent unjust discriminations and extortion in the rates of freight and passenger tariffs on the different railroads in the State, and to enforce the same."

On motion of Mr. Haines,

The rules were suspended, and the bill

Ordered to a first reading.

Mr. Webb introduced

House bill, No. 562, for "An act to provide for holding circuit courts in the counties composing the nineteenth judicial circuit."

Which was referred to the committee on judicial department.

Mr. Caldwell introduced

House bill, No. 563, for "An act authorizing cities to establish and maintain free public libraries and reading rooms."

Which was referred to the committee on municipal affairs.

On motion of Mr. Cummings,

At 12:45 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

According to previous resolution, the House went into the committee of the whole, for the consideration of bills referred to that committee, with Mr. Burley in the chair.

After considerable time spent in the committee of the whole,

Mr. Burley, from the committee of the whole, reported that they had had under consideration House bill, No. 117, for "An act providing for the formation of corporations for agricultural, mining, mechanical, chemical, printing, publishing, manufacturing and building purposes; for supplying villages, towns and cities with gas or water; for transportation of property or passengers otherwise than by railroads and by water; for erecting and operating hotels, elevators or warehouses; for constructing and operating telegraph lines and horse or dummy railroads; and for constructing and operating docks, wharves, or slips or basins," and made some progress therein, and asked leave to sit again.

The report of the committee was accepted in, and

Leave was granted the committee to sit again.

Mr. Cary, from the committee on judiciary, submitted the following report:

The judiciary committee, to which was referred House bill No. 478, have had the same under consideration, and have directed me to

make the following report thereon: In the opinion of your committee, this is, at least in spirit, a violation of a portion of section 22, article 4, of the constitution, which declares that "the General Assembly shall not pass any special laws for incorporating, changing or amending the charter of any city." This is a bill authorizing the establishment of houses of correction in cities of a certain class. Under the present constitution, it is not the duty of the General Assembly, and it has not the power to interfere in this manner with the municipal powers of cities. It is required of the General Assembly to pass general laws, not for any specific subject, but authorizing cities to make, among other things, proper police regulations, and for such purpose to establish, within proper bounds, such reformatory institutions connected therewith as to the inhabitants of such city may seem fit, subject to such general law for the incorporation of cities and the amendment of city charters as the General Assembly may enact. If a special law is to be enacted by the General Assembly for every special act or purpose that any portion of the inhabitants of cities may desire, your committee are of opinion that the intention of the framers of the prohibition above referred to in the constitution would be rendered nugatory, and the reforms projected therein would in a great measure be nullified. In the opinion of your committee, it is the duty of the Legislature to enact such laws that the object contemplated in this bill may be attained by action of the inhabitants of municipalities, without legislation of the specific kind contemplated in the bill in question, and therefore we recommend that the enacting clause of House bill No. 478 be stricken out.

WM. CARY, *Chairman.*

I dissent: HORACE F. WAITE.

Mr. Cary moved that the enacting clause of House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein," be stricken out.

Mr. Morgan, at 5:10 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed, notwithstanding the objections of the Governor, a bill of the following title, to-wit:

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Pending the consideration of the motion of Mr. Cary,

On motion of Mr. Roe,

At 5:15 o'clock P. M., the House adjourned.

MONDAY, MARCH 27, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

On motion of Mr. Haines,

At 10:05 o'clock A. M., the House adjourned until 2:30 P. M. ~~2:30~~

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Swan :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

Mr. Egan moved a call of the House, and pending the call,

On motion of Mr. King of Cook,

At 2:40 o'clock P. M. the House adjourned.

TUESDAY, MARCH 28, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Bergen.

The Clerk proceeded to read the journal of Thursday, when,

On motion of Mr. Root,

The further reading of the same was dispensed with.

The journal of yesterday was then read.

On motion of Mr. Vennum,

The rules were suspended and

Mr. Vennum submitted the following resolution :

Resolved, That the clerks of all standing committees of the House be discharged from service from and after this date.

Mr. Root moved to refer the resolution to the committee on contingent expenses.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas..... 67
Nays..... 38

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barr,
Barrett,
Berry,
Brayton,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Davis,
Derrickson,
Dixon,
Egan,
Fiehart,

Messrs. Fonke,
Funk,
Galloway,
Gillham,
Hall,
Haines,
Hawes,
Headfield,
Hildrup,
Hinchelliffe,
Hunter,
Jones of Marshall,
King of Cook,
King of Jersey,
Mason,
Mayo,
McConnell,
McMasters,
Miller of Kane,
Miller of St. Clair,
Morgan,
Phelps,
Pixley,

Messrs. Pritchard,
Reinhardt,
Rensberg,
Rives,
Roe,
Root,
Ryan,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Sullivan,
Townsend,
Trimble,
Vocke,
Walte,
Watkins,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Benson,
Boyd,
Burnside,
Carle,
Casey of Shelby,
Cavan,
Cloud of Morgan,
Cofar,
Cummings,
Cunningham,
Curtiss,
Daniels,

Messrs. Easley,
Elder,
Finley,
Frew,
Gaines,
Hundley,
Jeffries,
Kelley,
Kenny,
McElvain,
McMillan,
Miller of Madison,
Moffit,

Messrs. Mussetter,
Reise of Logan,
Ries of Sangamon,
Roberts,
Rodgers of Madison,
Roessler,
Springer,
Taylor,
Turner,
Vennum,
Webb,
Whitney.

So the resolution was referred to the committee on contingent expenses.

Mr. Sheldon moved that the rules be suspended, in order to introduce a resolution relating to adjournment; which motion was not agreed to.

Leave of absence was granted to Mr. Koerner.

Mr. Roe presented a petition from citizens of McLean county, praying for the passage of a law to promote temperance; which was Referred to the select committee on temperance.

Mr. Watkins presented a petition from 300 citizens of Chenoa township, McLean county, praying for the removal of the State capital from Springfield to Peoria; which was

Referred to the committee on public buildings and grounds.

Mr. Frew presented a petition from citizens and tax-payers of the county of Ford, praying for the enactment of a law providing for the organization of companies or vigilance committees for the protection of society against organized bands of thieves; which was Referred to the committee on agriculture,

Mr. Jones of Marshall presented a petition from citizens of Henry county, praying the General Assembly to take into consideration the proposition of removing the State capital from the city of Springfield to the city of Peoria; which was

Referred to the committee on public buildings and grounds.

Mr. McConnell presented a petition from voters and tax-payers of McHenry county, praying for the enactment of a law authorizing the boards of supervisors of such counties as may desire, to levy a tax for erecting suitable monuments to the memory of deceased soldiers; which was

Referred to the committee on counties and township organization.

Mr. Springer presented a petition from O. B. Heaton and thirty-seven other citizens of Macoupin county, praying for the abolition of the office of county superintendent of schools; which was

Referred to the committee on education.

Mr. Daniels, from the committee on mines and mining, to which was referred House bill, No. 78, for "An act to create the office of Superintendent of Mines and Mining, and prescribing his duties," reported the same back for the purpose of having said bill printed, and 500 copies of the same were ordered printed, and the bill was recommended to the committee on mines and mining.

Introduction of bills being in order,

Mr. Egan introduced

House bill, No. 564, for "An act to provide for the payment of sundry expenses incurred by the officers, employees and committees of the Senate and House of Representatives of the Twenty-seventh General Assembly, and for which no appropriation has been made."

Which was referred to the committee on contingent expenses.

Mr. Haines introduced

House bill, No. 565, for "An act to amend section one, of chapter ninety-five, of the Revised Statutes of 1845, entitled 'Seat of Government.'"

On motion of Mr. Haines,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Merritt introduced

House bill, No. 566, for "An act to authorize the corporate authorities of cities and towns to dispose of lands dedicated by the general government to a public use."

Mr. Phelps moved to suspend the rules, that the House might resolve itself into committee of the whole, for the consideration of bills referred to that committee; which motion was not agreed to.

Mr. Root introduced

House bill, No. 567, for "An act to amend the acts providing for the sale of real estate of deceased persons to pay debts."

Which was referred to the committee on judiciary.

Mr. Root introduced

House bill, No. 568, for "An act to amend an act entitled 'an act to provide for the manner of selling real estate of deceased persons, for the payment of debts,' approved February 18, 1857."

Which was referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of amendments to bills of the following titles, to-wit:

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of amendment to

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government heretofore unprovided for,"

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the communications and reports, as follows:

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 27, 1871.*

HON. WILLIAM M. SMITH,

Speaker of the House of Representatives :

I have the honor to transmit herewith, to be laid before the House of Representatives, a copy of the supplemental report of the Commissioners of the Insane Asylum at Anna.

JOHN M. PALMER.

OFFICE OF COMMISSIONERS' FOR INSANE ASYLUM,
ANNA, ILL., *March 23, 1871.*

TO HIS EXCELLENCY JOHN M. PALMER,

Governor of Illinois :

SIR: We beg leave to respectfully report that since our report of December 1st, last, there has been work done on the Asylum building as follows :

| | |
|---------------------------------|------------|
| In December..... | \$5,865 06 |
| In January..... | 6,268 13 |
| In February..... | 3,556 00 |
| In March, it is estimated | 10,000 00 |

| | |
|--------------------|--------------------|
| Making in all..... | <u>\$25,689 79</u> |
|--------------------|--------------------|

The work is progressing as well and as rapidly as should be expected. The above amount of work being done at a time of year when work is usually suspended, shows a determination on the part of the contractor to have the building completed on time, although the contract was awarded so late that he could do little else than prepare for work last fall.

The stone work is nearly or quite complete. About 50,000 brick are laid. The making of brick has commenced, and is being vigorously prosecuted. We are informed by the contractor that if an appropriation is soon made for the completion of the building, he can have the brick made and in the walls in time to allow of the completion of the whole by December next.

The wood-work, iron, etc., etc., is now all ready for delivery, and is expected here very soon. If it arrives during this month, it will greatly increase our estimate for March.

The clause in the law limiting the sum to be used per month to \$10,000, and the decision of the Auditor that we cannot have but that sum any month, although we may have not drawn any during the preceding month, will seriously embarrass the contractor in settling his accounts for the coming months, as his work will greatly exceed the \$10,000 per month.

We have now the sewers and air ducts complete for as good a system of sewerage and ventilation as can be devised.

If the appropriation of about \$280,000 be made for the completion of the north wing, putting up the center and rear buildings (in which are the dining rooms, kitchen, laundry, and other housekeeping arrangements,) the engine house, stack, etc., (in which are the steam heating and machinery, etc.) be made, we can by December next, be ready to receive about 280 patients, and care for them as well as they can be cared for at any asylum in the world. Without it, what has been and is now being built, will be valueless as an Asylum, as in it there is no provision made for heating the rooms, for cooking, washing, or any of the conveniences of housekeeping.

We make this statement that the Legislature may know (if you think proper to submit this communication to them) the present condition of the Insane Asylum at Anna.

By the foregoing report they can judge for themselves what must be done, if any provision is desired for the care and cure of the insane. If any patients are to be cared for here, we would urge upon the Legislature to appropriate the full amount of our estimates for such work, as they, in their wisdom, shall decide should be done, for we have taken great pains to learn the very smallest sum the work can be done for, and put that sum in as an estimate of the amount required.

It is our opinion that the part of the building now under contract cannot be made useful as an Asylum without putting up the center and rear building, engine house, stack, etc.

H. D. KINGSBURY,
BEN. L. WILEY,
GEO. S. OWEN,

Commissioners of Insane Asylum at Anna.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, *March 27, 1871.*

TO HON. WILLIAM M. SMITH.

Speaker of the House of Representatives :

I have the honor to transmit herewith, in compliance with a resolution of the House of Representatives, passed on the 22d day of March, a copy of a communication addressed to me by the Trustees of the Southern Illinois Normal University.

The bids of the various localities competing for the location of the University, the report of the Trustees for the year 1869, and all other papers relating thereto, were laid before the Senate prior to the passage of the House resolution of January 30th, and are not now under my control.

JOHN M. PALMER.

SPRINGFIELD, ILL., *Feb. 10, 1871.*

TO HIS EXCELLENCY JOHN M. PALMER,

Governor of Illinois :

DEAR SIR: In compliance with the resolution of the House of Representatives, adopted on the 30th ult., transmitted by you to us on the 4th inst., we have the honor to make the following reply :

The bids of the various towns and cities competing for the location, and a copy of the contract, together with the bond of Mr. James M. Campbell, are already in your possession. We would further respectfully answer that no bid on the part of Carbondale was considered after the sealed bids were opened.

The contract made with Mr. Campbell for the erection of the building, as may be seen by referring to the first annual report of this Board, was made on the proposition of Mr. Campbell, without previous advertisement.

Mr. Campbell did not refuse to accept such contract "in consequence of suit pending," or the insufficiency of the Jackson county bonds, nor did any person or persons indemnify Mr. Campbell against loss, so far as we are informed, nor has the contract between the Board and Mr. Campbell been changed since it was signed by the parties to it, except in this, that by consent of both parties, given in writing, the cutting and dimension stone were obtained from section fifty-three, on the Illinois Central Railroad, instead of Gen. Logan's quarry, as provided in the specifications.

In conclusion, we would earnestly request a full investigation into our acts and proceedings, from the date of our organization to the present time, as we deem such investigation due alike to the State and to ourselves.

Respectfully submitted.

| | | |
|------------------|---|------------------|
| D. HURD, | } | <i>Trustees.</i> |
| E. J. PALMER, | | |
| T. W. HARRIS, | | |
| S. E. FLANNIGAN, | | |
| E. BOWYER, | | |

Mr. Dixon introduced

House bill, No. 569, for "An act to repeal a part of section 128, of chapter 30, of the Revised Statutes of 1845, entitled 'Criminal Jurisprudence.'"

On motion of Mr. Dixon,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

On motion of Mr. Stewart,

The rules were suspended, and

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto,"

Was taken from Senate messages, and said bill was made the special order for 11:30 o'clock on Thursday next.

Mr. Gillham introduced

House bill, No. 570, for "An act for the relief of the prosecuting attorney in the Alton city court."

On motion of Mr. Gillham,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Mr. Sheldon moved to suspend the rules, in order that he might introduce a resolution relating to adjournment; which motion was not agreed to.

Mr. McMasters introduced

House bill, No. 571, for "An act to encourage the planting of trees alongside of public highways."

Which was referred to the committee on roads, highways and bridges.

On motion of Mr. Turner,

The order was rescinded by which House bill, No. 295, for "An act to fill vacancies in the Board of Canal Commissioners, and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," was referred to the committee of the whole, and said bill was

Ordered engrossed for a third reading.

Mr. Burley moved to rescind the order referring House bill, No. 128, for "An act to provide for the enlargement and completion of public parks and the management thereof," to the committee of the whole; which motion was not agreed to.

Unfinished business being in order,

The report of the chairman of the committee on judiciary, recommending that the enacting clause of House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicted persons therein," be stricken out, was taken up.

Pending the consideration of which,

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour.

Mr. Campbell moved to postpone the special order until the report before the House was disposed of; which motion was not agreed to.

On motion of Mr. Campbell,

The House agreed to take up the business then pending, relating to House bill No. 478, as soon as the special order was disposed of.

On motion of Mr. Morgan,

The House then resolved itself into the committee of the whole, for the consideration of House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State," with Mr. Cloud of Morgan in the chair.

After some time spent in the committee of the whole,

Mr. Cloud, from said committee, reported progress, and asked leave for the committee to sit again at half-past two o'clock P. M., and leave was granted.

On motion of Mr. Oavan,

The House, at 1 o'clock P. M., adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. King of Cook,

House bill, No. 174, for "An act to fix the times and places of holding the Supreme Court," which had failed to pass by reason of not receiving a vote of two-thirds of the members elected, and which, under the rules, stood as reconsidered,

Was taken up, and

Referred to the committee on judiciary.

On motion of Mr. Vennum,

The order by which House bill, No. 539, for "An act supplemental to an act entitled 'an act to fix the number of employees of the 27th General Assembly, and the compensation of the same,'" was referred to the committee of the whole, was rescinded, and said bill was

Ordered to a third reading.

The following protest was submitted by Mr. Miller of St. Clair:

WHEREAS, by a vote of the House of Representatives of the 27th General Assembly, an invitation of the city of Chicago was accepted to hold the adjourned session of the present General Assembly in that city; and whereas we believe such an action to be in violation of the spirit of the constitution and the laws of the State and prejudicial to the best interests of the State; therefore,

We, the undersigned, members of the House of Representatives, enter this, our solemn protest, against such adjournment.

We protest because we believe the General Assembly has no power, under the constitution, to transfer the capital to any other place, as

section 33, of article IV, of the constitution, recognizes the location of "the new capitol grounds" and "the State House" in the city of Springfield.

We protest because the 1st section of article V, of the constitution, requires that "the Governor, the Secretary of State, the Auditor of Public Accounts, the Treasurer and Superintendent of Public Instruction," etc., * * "shall reside at the seat of government during their term of office, and keep the public records, books and papers there," hence it would be unconstitutional, impracticable and enormously expensive to hold a session of the General Assembly at Chicago, while the State officers are compelled to remain and transact the public business at Springfield.

We protest because such action is in violation of the law. Section 1 of the Revised Statutes (Gross, page 677) enacts "that the seat of government of the State of Illinois shall be deemed and held to be at Springfield, in the county of Sangamon, and all terms of the Supreme Court and sessions of the General Assembly shall be holden at Springfield, and all acts, judicial, *legislative* or *executive*, required to be done at the seat of government, shall be done and executed at Springfield."

We protest because, by the 25th section of article IV, of the constitution, the public printing of the General Assembly is required to be done by contract, and by the terms of the contract the work must be done at the seat of government, hence, with the General Assembly in session in the city of Chicago, it would be tedious, expensive, and wholly impracticable to have the printing done in Springfield.

We protest because we believe that the precedent, once established, would be fraught with great danger to the State, and followed by the most disastrous consequences.

We protest because we believe that the best interests of the State demand that the General Assembly should be removed as far as practicable from the influences and corruptions that the "rings" and "combinations" of a large, wealthy commercial city might be able to exert.

We protest because we believe that the members of the present General Assembly were elected by the people to meet at Springfield, transact the legitimate business of the State, and not to consume time and waste the people's money in entertaining propositions to re-locate, either temporarily or permanently, the seat of government.

J. R. MILLER, 16th Dist.,
THOS. S. CASEY,
D. B. GILLHAM.

On motion of Mr. Stillwell,
Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Was made the special order for 11 o'clock A. M., Wednesday next, March 29.

On motion of Mr. Nelson,
The rules were suspended, and
House bill, No. 532, for "An act to provide for the exercise of the right of eminent domain,"

Was read a second time, and 1000 copies were ordered printed, and the bill was

Referred to the committee of the whole.

On motion of Mr. Haines,
The order referring House bill, No. 434, for "An act to amend the law concerning township organization," to the committee of the whole,
Was rescinded, and said bill was taken up and
Ordered to a third reading.

On motion of Mr. Haines,
The rules were suspended, and the bill read a third time.
Mr. Morgan moved to recommit the bill to committee of the whole; which motion was not agreed to.

And the question being, "Shall this bill pass?"

And the bill having been printed,

The vote was taken thereon, { Yeas.....104
 Nays..... 12

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Armstrong, Barnes, Benson, Berry, Boyd, Briscoe, Brooks, Brown of Bond, Burnside, Campbell, Carpenter, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Coser, Cummings, Curtiss, Daniels, Derrickson, Dixon, Egan, Finley, Fieharty, Fouke, Frew, Gaines, Galloway, Gass, Hall, | Messrs. Haines, Hawes, Heasfield, Hickox, Humphrey, Hundley, Hunter, Jeffries, Jones of Crawford, Jones of Marshall, Kelley, Kenny, King of Cook, Laudrum, Langston, Lee, Manley, Mason, Mayo, McConnell, McElvain, McElwee, McEwen, McMasters, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Morgan, Morrison of Cook, Morrison of Monroe, Morse, Mussetter, North, Olson, | Messrs. Phillips, Pixley, Pritchard, Price, Reinhardt, Rice of Peoria, Rives, Roberts, Rodgers of Piatt, Roe, Roessler, Root, Rowley, Schwartz, Shaw, Senne, Sheldon of Champaign, Sherrill, Smith of Ogle, Springer, Stewart, Strong, Taylor, Townsend, Trimble, Veenum, Vocke, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|--|---|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Carle, Davis, Hasley, Gillham, | Messrs. Knoles, Nelson, Phelps, Remsberg, | Messrs. Rich, Richardson, Riggs, Turner. |
|---|--|---|

The bill having received a majority vote, was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

In pursuance of an order at the forenoon session, the House went into committee of the whole, for the consideration of

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of the State,"

With Mr. Cloud of Morgan in the chair, who was succeeded by Mr. Roe.

After some time spent in the committee of the whole,

Mr. Roe, from said committee, reported back House bill, No. 251, for "An act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article thirteen, of the constitution of this State," with certain amendments thereto, and recommended the passage of the bill as amended.

The report of the committee was concurred in, and

The amendments were adopted.

The bill being subject to further amendments in the House,

Mr. King of Cook submitted the following amendment :

Amend section 3, by striking out in the 12th line, the words "summary proceeding," and inserting in place thereof the words, "a fair and impartial trial accorded to both parties."

Which amendment was agreed to.

Mr. Vocke submitted the following amendment :

Insert in the third line of section 15, after the word "published," the words "in the English language."

Which amendment was agreed to.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 115, for "An act to provide for the payment of the expenses of the State government, heretofore unprovided for."

Mr. Nelson submitted the following amendment to section fourteen:

Amend by striking out of 5th line, all after the word "State," and the 6th line, to the word "warehouses," inclusive.

Strike out of 10th line, all after "office."

Strike out, in line 7, the word "nominate," and insert the word "appoint," and strike out, in the same line, the words, "to the commissioners of railroads and warehouses."

Strike out all in line 14, after the word "the," and insert the word "Governor."

Strike out of 15th line, "and warehouses."

Strike out all after the word "injured," in 24th line, to the end of the section.

And the question being, "Will the House agree to the amendments proposed by Mr. Nelson?"

| | | | |
|---------------------------------|---|------------|----|
| It was decided in the negative, | { | Yeas | 34 |
| | | Nays | 59 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barr,
Briscoe,
Brooks,
Casey of Shelby,
Coker,
Cummings,
Cunningham,
Elder,
Finley,
Forke,
Gaines,

Messrs. Gillham,
Galloway,
Hall,
Hay,
Hinchcliff,
Hundley,
Jeffries,
Kelley,
Knoles,
Langston,
Manley,

Messrs. McKiwee,
Merritt,
Miller of Madison,
Morrison of Monroe,
Mussetter,
Nelson,
Rich,
Rives,
Roessler,
Trimble,
Turner.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Berry,
Brown of Bend,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Curtiss,
Davis,
Dixon,
Egan,
Fieharty,
Frew,

Messrs. Funk,
Hickox,
Humphrey,
Hunter,
Jones of Marshall,
Kenny,
Lathmer,
McConnell,
McMasters,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,

Messrs. Remsberg,
Rodgers of Platt,
Roe,
Root,
Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Sullivan,
Taylor,
Townsend,
Vennum,
Vocke,
Walte,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker,

So the amendments proposed by Mr. Nelson were not agreed to.

Mr. King of Cook submitted the following proposed additional section, as a further amendment:

"Section 29. Every railroad company shall receive and transport grain in bulk or otherwise, and deliver the same to any consignee thereof, or to any elevator or public warehouse to which it may be consigned, without discrimination in costs of delivery to said warehouse, within the limits of the termini of such railroad: *Provided*, such consignee, elevator or public warehouse can be reached by any track owned, leased or used, or which can be used by such railroad company.

"In case any railroad company shall fail so to receive any grain in bulk, on the tender or payment of the lawful charges for transportation to the place of delivery, or to deliver the same to any such consignee, elevator or public warehouse, according to the directions of the owner, consignor or consignee, such railroad company shall be liable to the warehouseman to whom the same should have been delivered, for two months' storage of all grain so consigned or refused, and one hundred dollars fine for a failure to deliver each and every car; and also to such warehouseman, and to the owner or consignor or consignee of such grain, for all other damages either of them may have sustained by reason of such refusal or neglect of said railroad company, including all lawful expenses incurred by him or them in the prosecution of any suit or suits against such railroad company, to recover the penalties or to enforce the provisions of this act.

"Every railroad company shall permit connections to be made with its tracks, so that any public warehouse, coal bank or coal yard may be reached by the cars of said railroad; and in case of a refusal by said railroad company to permit such connection to be made, then any

court of competent jurisdiction may compel such connection to be made by *mandamus*, at such place and in the manner that the court may, in its discretion, direct.

“In order to enable the court to fix on the place and manner in which it should be made, the court may inquire in a summary way into the facts, upon the return of the alternative writ, and allow such amendments of said writ as may seem just.

“Nothing in this act shall be construed to deprive any person of any common law remedies.”

Mr. Cummings moved to lay the amendment upon the table.

And the question being, “Will the House agree thereto?”

It was decided in the affirmative, { Yeas..... 72
Nays..... 27

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Barnes,
Berry,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Caldwell,
Carle,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Cummings,
Curtiss,
Davis,
Easley,
Egan,
Fleaharty,
Fonke,
Frew,

Messrs. Gaines,
Gillham,
Hall,
Hickox,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
Latimer,
McConnell,
McElwee,
McMasters,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Monroe,
Morse,
Mussetter,
Phelps,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Reinhardt,
Reise of Logan,
Rensburg,
Rives,
Rodgers of Platt,
Roe,
Roessler,
Root,
Rowley,
Sanford,
Schwartz,
Senne,
Sheldon of Champaign,
Sherrill,
Sullivan,
Turner,
Vennum,
Vocke,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are;

Messrs. Boyd,
Briscoe,
Campbell,
Cary,
Casey of Shelby,
Cavan,
Elder,
Finley,
Funk,

Messrs. Galloway,
Haines,
Hay,
Headfield,
Kelly,
Kenny,
King of Cook,
Knolea,
Landrum,

Messrs. Lee,
Maron,
Nelson,
Olson,
Rice of Peoria,
Taylor,
Townsend,
Trimble,
Waite.

So the amendment was laid upon the table.

Mr. Carle submitted the following amendment:

Strike out from beginning of section 21 to the word “notice,” in eighth line, and insert, “it shall be the duty of every station agent or other person having charge of the shipment of grain, when requested by the consignor thereof, to state upon the way bill accompanying such grain, such grade as shall be designated by the consignor, and also the warehouse to which he desires the same delivered. If such

grain shall, when inspected, be of a lower grade than that stated in the way bill, it shall be set apart, subject to the order of the consignee thereof, who shall immediately be notified of such fact."

Pending the consideration of which amendment,

On motion of Mr. Cummings,

At 6:20 o'clock P. M., the House adjourned until to-morrow at 9 A. M.

WEDNESDAY, MARCH 29, 1871

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. McMillan,

The further reading of the same was dispensed with.

On motion of Mr. Phelps,

The rules were suspended, and

Senate bill, No. 136, for "An act relative to public parks and boulevards,"

Was taken up, read a second time, and

Referred to the committee of the whole.

On motion of Mr. Burley,

The rules were suspended, and

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks and the management thereof,"

Was taken up, read a second time, and

Referred to the committee of the whole.

On motion of Mr. King of Cook,

The rules were suspended, and

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards, and to provide for the extension of boulevards,"

Was taken up, read a second time, and

Referred to the committee of the whole.

Mr. McMillan presented a petition from citizens of Brighton, asking for the passage of the law now before the House, giving to those injured by intoxicated persons a right of action against the seller of the spirits by which the intoxication was produced; which was

Referred to the select committee on temperance.

Mr. Fleharty presented a petition from citizens of Mercer county, asking that the office of County Superintendent of Schools be abolished; which was

Referred to the committee on education.

Mr. Goodell presented a petition from citizens of Iroquois county, praying for the enactment of such a law as will hold liquor sellers and the owners of real estate where liquor is sold, personally and pecuniarily responsible for damages done by the sale of intoxicating drinks; which was

Referred to the select committee on temperance.

Mr. Stillwell, from the committee on contingent expenses, submitted the following report:

The committee on contingent expenses, having considered House bill, No. 564, for "An act to provide for the payment of sundry expenses incurred by the officers, employees and committees of the Senate and House of Representatives of the Twenty-seventh General Assembly, and for which no appropriation has been made," hereby report the same back to the House, and recommend that the same be referred to the finance committee.

The report of the committee was concurred in, and the bill

Referred to the committee on finance.

Mr. Stillwell, from the committee on contingent expenses, submitted the following report:

The committee on contingent expenses, having had under consideration the resolution referred to them in reference to the discharge of committee clerks, and being of opinion that the time before the recess will probably be principally occupied in the passage of bills already prepared, thus dispensing in a great degree with committee work, beg to report said resolution back to the House, and recommend that the same be adopted.

The report of the committee was concurred in, and

The resolution, which is as follows, was adopted:

Resolved, That the clerks of all standing committees of the House be discharged from service from and after this date.

On motion of Mr. Egan,

The committee on insurance was permitted to retain the services of their clerk.

On motion of Mr. Mayo,

The committee on revenue was permitted to retain the services of their clerk.

Mr. Gillham moved to suspend the rules, in order to introduce a resolution fixing a day of adjournment; which motion was not agreed to.

Mr. Carpenter, from the committee on manufactures, submitted the following report:

To the Honorable the House of Representatives of the State of Illinois:

GENTLEMEN: The committee on manufactures, desiring to obtain the views of the manufacturers of this State upon some questions which would come before the General Assembly, and knowing of no way by which such opinion could be ascertained but by correspondence, the committee thought best to prepare and send to each manufacturer in this State, a circular letter, of which the following is a copy:

GENERAL ASSEMBLY, STATE OF ILLINOIS,
HOUSE OF REPRESENTATIVES, COMMITTEE ON MANUFACTURES,
SPRINGFIELD, January 28, 1871.

DEAR SIR: We would call your attention to the following circular letter with accompanying questions, and earnestly desire your immediate attention to the same. It is of the utmost importance to the committee, that all information be extended to them, at as early a day as possible; and for the purpose of bringing to your notice the character of the information desired, we will ask the following questions occurring to us at the present time:

First—How much capital is invested in your manufactures?

Second—What is the amount of your manufactures during the year?

Third—What number of hands do you employ, and how many are dependent on your employees for support?

Fourth—How does the personal property tax, as now assessed, bear on your business compared with other branches of trade?

Fifth—What change in the mode of assessment would you suggest?

Sixth—What time of the year, in your opinion, would be the most proper for assessments, and what time the payment of taxes?

Seventh—How would free trade affect your business?

Eighth—Would your employees be affected by free trade? If so, how?

Please suggest any legislation, of a general character, that would, in your opinion, benefit your business; and any other matter that you may believe will be for your advantage, or our information.

| | |
|------------------|------------------|
| J. A. CARPENTER, | <i>Chairman.</i> |
| C. MASON, | J. D. EASTER, |
| S. CALDWELL, | W. P. CHANDLER, |
| WM. BROWN, | W. R. HICKOX, |
| B. EDGCOMB, | A. T. GALBRAITH, |
| W. R. CARLE, | W. ELDER, |
| M. LANGSTON, | J. CLARK. |

Nearly fifteen hundred of these circulars were sent out, in reply to which we have received answers to only one hundred and thirty-four, being less than twelve per cent. of the manufacturers in this State.

The capital invested in the business of the one hundred and thirty-four manufacturers who reported to your committee, reaches the sum of \$14,371,400 00; and the aggregate of their manufactures, the sum of \$23,139,377 00.

These manufacturers who here report, furnish employment for 18,145 persons, and 24,247 persons are dependent upon these employees for their daily food.

Very many of those replying to our letter, complain that their taxes are relatively higher than the taxes of others, as their property, being in machinery and manufactured goods, is all exposed to the view of the assessor, while that of many other persons is not, and therefore escapes taxation.

Many desire that there be a board of three assessors elected in each town or county, that they may not be placed at the mercy of a single individual, who may be unfriendly to them, or whose judgment, however good upon real estate, is defective on other property with which he is not familiar. A general desire is expressed that all property should be assessed at its full cash value, and that laws should be enacted and strictly enforced, requiring this to be done.

The first of January being the season when the accounts of the year are closed, inventories taken, and a general summing up of the business of each person done, is the time designated by many as the proper time at which assessments should be made.

About two-thirds of the manufacturers heard from express themselves as against free trade, and one-third in favor of the same; those reporting as in favor of free trade being mostly manufacturers of agricultural implements, in the manufacture of which there is no foreign competition.

Your committee are informed that very many manufacturers, not

wishing to make the amount of their capital and business public, refused to answer the communications.

A full report from all persons engaged in manufacturing in this State would show an amount of capital invested, and a number of persons directly interested as employees and dependents, that would hardly be realized without investigation. Of this great interest, yet in its infancy in our State, we may well be proud. And it becomes us, as the representatives of the people of this great State, to see that no laws are passed which shall be oppressive to this great and growing interest; and that every encouragement be given to manufacturers, so that capital shall flow into our State, and our State become one of the greatest manufacturing as it now is one of the greatest agricultural States of the Union. Then we shall consume our own agricultural productions at home, and the great problem of reduced freights to the seaboard will be solved.

Respectfully submitted.

J. A. CARPENTER, *Chairman.*

Mr. McMillan, from the committee on claims, to which was referred House bill, No. 378, for "An act authorizing the State Treasurer to pay Thomas C. Hughes sixty-one dollars and forty-four cents, expended by him as messenger to the State of Missouri, on the requisition of the Governor of the State of Illinois, for the return of John W. Harlow, a fugitive from justice," reported the same back, and recommended that the bill be laid upon the table.

On motion of Mr. Landrum,
The bill was ordered to a second reading.

Mr. Cary, from the committee on judiciary, to which was referred Senate bill, No. 174, for "An act to fix the times and places of holding the supreme court," reported the same back with amendments, and recommended that the bill, as amended, do pass.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed:

House bill, No. 295, for "An act to fill vacancies in the Board of Canal Commissioners, and to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

On motion of Mr. Turner,
The rules were suspended, and
House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,"
Was taken up, and read a third time, the bill having been printed.
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 128
Nays 10

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnea,
Benson,
Berry,
Boyd,
Brayton,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Curtiss,
Derrickson,
Dixon,
Easley,
Edgecomb,
Egan,
Finley,
Fleharty,
Funk,
Galloway,
Gass,
Gillham,

Messrs. Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hildrup,
Hinchcliff,
Humphrey,
Hundley,
Hunter,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Knobs,
Koerner,
Landrum,
Langston,
Lee,
Manley,
Mason,
McConnell,
McElvain,
McElwee,
McMasters,
McMillan,
Miller of Madison,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Nelson,
North,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Roberts,
Rodgers of Madison,
Roe,
Root,
Rose,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vocks,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Casey of Jefferson,
Cunningham,
Dwight,
Elder,

Messrs. Merritt,
Olson,
Rich,

Messrs. Rives,
Rodgers of Platt,
Roessler.

This bill, expressing an emergency in the preamble why it should go into effect prior to the first day of July next, and having received a vote of two-thirds of the members elected, was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Unfinished business being in order,

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State,"

Was taken up.

The amendment to said bill, proposed by Mr. Carle, was not agreed to.

On motion of Mr. Cofer,

The following amendment to section 14 was adopted :

Insert after the word "thereof," in line 28, the following : "in the county where the plaintiff or defendant resides."

On motion of Mr. Morgan,

The bill was ordered engrossed for a third reading.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

Resolved by the House of Representatives, the Senate concurring herein, That the Governor be authorized to direct the Attorney General to take such legal measures as may be necessary in order to dissolve the trust created by the act incorporating the Illinois Agricultural College, to place the property in the hands of a receiver, and to secure the rights of the State in the premises.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring herein, That this General Assembly will adjourn on Thursday, April 6th, A. D. 1871, until the 15th day of November, A. D. 1871, at 12 o'clock M., and that during such recess no member, officer, or employee shall receive any per diem or compensation.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Introduction of bills being in order,

Mr. King of Jersey introduced

House bill, No. 572, for "An act to permanently locate the seat of government of the State of Illinois at the city of Peoria."

On motion of Mr. King of Jersey,

The rules were suspended, the bill read a first time, and
Ordered to a second reading.

Pursuant to an order of the House yesterday, the report of the committee on judiciary, recommending that the enacting clause be stricken out of House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein," was taken up.

And the question being upon striking out the enacting clause,

Mr. Cummings moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon striking out the enacting clause, it was not agreed to.

Mr. Roe submitted the following amendment, which was adopted :

Strike out in section 1, line 3, the following words : "having a population of one hundred thousand or more."

Mr. Campbell submitted the following amendments, which were adopted :

Strike out the words "and reformation," in the 4th and 5th line of section 1.

Strike out the word "any" in the 2d line of section 2.

Strike out of the 12th line, in section 4, the words "said city," and insert the words "any such city."

Strike out of 15th line, in section 5, the word "department," and insert the word "authority."

Insert in the 19th line, of the 5th section, after the word "city," the following words, "and to the Governor of the State to be by him transmitted to the General Assembly."

Insert after the word "qualified," in the 8th line of section 7, the following words, "but he may be removed by the inspectors at any time when, in their judgment, it shall be advisable."

Strike out the following sections: 12, 17 and 19.

Strike out of section 16, all after the word "located," in the 4th line.

Strike out of the 2d line, in section 18, the following words: "not exceeding five thousand dollars per annum."

Insert the following as an additional section:

"Section —. The inspectors of any such house of correction, and the superintendent thereof, shall, before they enter on the duties of their respective offices, take and subscribe the usual oath of office. Said inspector and superintendent shall severally give bond to such city with sureties, and in a penal sum, as may be required by the legislative authority thereof, for the faithful performance of their duties."

Insert the following substitute for section 9:

"Section 9. In counties having such agreement with any such city, it shall be the duty of every court, police justice, justice of the peace, or other magistrate in said city, by whom any person, for any crime or misdemeanor, punishable by imprisonment in the county jail, shall be convicted, to commit such person to the said house of correction, in lieu of committing him to the county jail—there to be received and kept in the manner prescribed by law, and the discipline of said house of correction; and it shall be the duty of such court, police justice, justice of the peace, or other magistrate, by a warrant of commitment, duly issued, to cause such person so sentenced to be forthwith conveyed by some proper officer to said house of correction."

On motion of Mr. Campbell,

The bill, as amended, was ordered engrossed for a third reading, and amendments ordered to be printed.

The Speaker announced that the hour had arrived for the House to go into the committee of the whole, for the consideration of

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

On motion of Mr. Barnes,

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was also added to the special order for this hour.

On motion of Mr. Turner,

It was ordered that the committee of the whole, after Senate bills No. 198 and No. 88, have been disposed of, take up Senate bills in their numerical order.

Whereupon,

The House went into the committee of the whole, with Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration, Senate bills No. 198 and No. 88, and report them back, with the recommendation that they do pass, and ask leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M., and

Senate bill, No. 198, for "An act making appropriations for the State Reform School," and

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Were ordered to a third reading.

On motion of Mr. Burley,

At 12:45 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Roe,

The rules were suspended, and

Senate bills No. 88 and No. 217 were taken up, and placed upon their passage.

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 129
Nays. 2

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Benson,
Berry,
Boyd,
Brayton,
Bristoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,

Messrs. Caldwell,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,

Messrs. Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Egan,
Finley,
Fleharty,
Funk,
Gaines,
Galloway,
Gass,
Gillham,

Messrs. Goodell,
Hall,
Haines,
Hay,
Headfield,
Hickox,
Hildrup,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Knobles,
Koerner,
Langston,
Latimer,
Manley,
Mason,
Mayo,
McElvain,
McMillan,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,

Messrs. Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussetter,
Nelson,
North,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,

Messrs. Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Messrs. McElwee and Merritt voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Casey of Jefferson gave notice that he would submit an amendment to Senate bill No. 198.

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas118
Nays 5

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Clark of LaSalle,

Messrs. Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Edgcomb,
Egan,
Elder,
Finley,
Fleharty,
Funk,
Gaines,
Galloway,
Gass,

Messrs. Gillham,
Hall,
Haines,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
King of Jersey,
Knobles,
Koerner,
Langston,
Lee,
Manley,

Messrs. Mason,
Mayo,
McElvain,
McKwen,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Morrison of Monroe,
Mussetter,
North,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,

Messrs. Rensberg,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Roberts,
Rodgers of Platt,
Roe,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,

Messrs. Springer,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. McElwee,
Morse,

Messrs. Phillips,
Roessler,

Mr. Vennum.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 188, for "An act to create the office of Inspector of Coal Mines, to prescribe his powers and duties, and to provide for the health and safety of operative miners."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

In pursuance of an order of the House during the forenoon session, the House went into the committee of the whole, for the consideration of Senate bills referred to that committee, with Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration

Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively," with the recommendation that its consideration in the committee of the whole be postponed until eleven o'clock A. M., Friday, March 31, 1871 ; also,

Senate bill, No. 17, for "An act to regulate the manner of applying for reprieves, commutations and pardons," with the recommendation that it do not pass ; also,

Senate bill, No. 41, for "An act to repeal 'an act to amend 'an act to levy and make certain improvements on the Wabash River and its tributaries,' approved February 16, 1865, and the same,' approved March 7, 1867," with the recommendation that it do pass ; also,

Senate bill, No. 42, for "An act to repeal an act entitled 'an act to consolidate certain townships for school purposes in the county of Cook,' approved March 29, 1869, and for the equitable division of the school funds and property of said townships," with the recommendation that it do pass ; also, that they have made some progress on

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river," and asked leave to sit again at ten o'clock A. M. to-morrow, March 30th.

Mr. Morrison of Monroe, at 6:20 P. M., moved that the House do now adjourn; which motion was not agreed to.

On motion of Mr. Cary,

The House concurred in the report and recommendation of the committee on Senate bills No. 41 and No. 42, and said bills were

Ordered to a third reading.

And the consideration of Senate bill No. 2 was postponed until eleven o'clock A. M., Friday, March 31.

On motion of Mr. Cummings,

The report of the committee on Senate bill No. 17 was laid upon the table.

The question being upon concurring in the report of the committee on Senate bill No. 107,

Leave was granted the committee to sit again at ten o'clock A. M., to-morrow, March 30th.

Mr. Campbell moved that when this House adjourn it will adjourn to meet to-morrow at nine o'clock A. M.; which motion was agreed to.

On motion of Mr. Miller of St. Clair,

The rules were suspended, and,

On motion of Mr. Miller of St. Clair,

It was

Resolved, That the use of this hall be granted to Prof. Taft, to deliver a course of lectures on the subject of Geology, commencing this evening at 7:30 o'clock P. M.

On motion of Mr. Casey of Jefferson,

At 6:25 o'clock P. M., the House adjourned.

THURSDAY, MARCH 30, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Stillwell,

The further reading of the same was dispensed with.

On motion of Mr. Stillwell,

The rules were suspended, and

Mr. Stillwell, from the committee on railroads, reported back Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freight on said roads," with the recommendation that it do pass without amendment.

The report of the committee was concurred in, and the bill
Ordered to a third reading, and made the special order for 9:45 A.M.
of to-day.

Mr. Stillwell, from the committee on railroads, reported back Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties," with the recommendation that it do pass without amendment.

The report of the committee was concurred in, and the bill
Ordered to a third reading, and made the special order for 9:45 A.M.
to-day, in connection with Senate bill No. 166.

Mr. Rice of Sangamon presented the following communication from the Mayor of the city of Springfield :

MAYOR'S OFFICE,
SPRINGFIELD, ILL, *March 29, 1871.*

To the Hon. Speaker and House of Representatives:

GENTLEMEN—I am instructed by the city council of the city of Springfield to lay before the General Assembly the inclosed ordinance in relation to additional grounds for the new State House, passed by said council on the 29th instant.

I am further authorized to say that individual citizens of Springfield are ready to give their personal guarantees that this ordinance will be carried out in its letter and spirit, and that any requirement of your honorable body for this purpose, will be faithfully complied with.

Very respectfully, your obedient servant,

JOHN W. PRIEST,
Mayor of Springfield.

AN ORDINANCE IN RELATION TO ADDITIONAL GROUNDS FOR THE NEW
STATE HOUSE.

SECTION 1. *Be it Ordained by the City Council of the City of Springfield,* That the city of Springfield hereby guarantees to the State of Illinois to pay the cost of all such additional grounds on the south of and adjoining the new capitol grounds, as the state may, at any time hereafter, demand or require, and will condemn, for the purpose of enlarging the capitol grounds, in the event that the city shall not be able to agree with the owners as to the purchase of the same.

§ 2. This ordinance shall take effect and be in force from and after its passage.

Passed, March 29, 1871.
Approved, March 29, 1871.

F. FLEURY, City Clerk.
JOHN W. PRIEST, Mayor.

I, F. Fleury, City Clerk of the city of Springfield, do hereby certify the foregoing to be a true and correct copy of the original ordinance passed by the city council of the city of Springfield, and filed in my office.

[SEAL]

Witness my hand and the corporate seal of the city of
Springfield, this 29th day of March, A. D. 1871.

F. FLEURY, City Clerk.

On motion of Mr. Rice of Sangamon,
Five hundred copies of said communication were ordered printed.

Mr. Stewart presented a petition of 2,882 voters of the city of Quincy, in favor of the act legalizing the Quincy subscription to the Quincy, Missouri and Pacific Railroad Company; which was

Ordered to lay on the Clerk's desk for the inspection of members.

On motion of Mr. Burley,

The rules were suspended, and

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet,"

Was taken up, read a first time, and

Ordered to a second reading, and 250 copies of the same ordered printed.

Mr. Roberts moved that the rules be suspended, in order to take up House bill, No. 254, for "An act to provide for the leasing of the Illinois Penitentiary, to abolish the office of Penitentiary Commissioners, and to amend and consolidate into one act all laws in relation to said penitentiary;" which motion was not agreed to.

By leave, Mr. Morrison of Monroe submitted an amendment to Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet," of which 250 copies were ordered printed.

On motion of Mr. Roberts,

The rules were suspended, and

House bill, No. 254, for "An act to provide for the leasing of the Illinois Penitentiary, to abolish the office of Penitentiary Commissioners, and to amend and consolidate into one act all laws in relation to said Penitentiary,"

Was taken up, and 500 copies of the same ordered printed.

On motion of Mr. King of Cook,

The rules were suspended, and

House bill, No. 541, for "An act to amend section 9 of an act entitled 'an act to provide for the location and maintenance of a park for the towns of South Chicago, Hyde Park and Lake,' approved February 24, 1869,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....101
Nays..... 7

Those voting in the affirmative are,

Messrs. Armstrong,
Barnes,
Berry,
Boyd,
Brayton,
Brooke,
Burley,
Caldwell,
Casey of Jefferson,
Casey of Shelby,
Clark of Kane,
Cloud of Morgan,
Clow,
Cofar,
Collins,
Derrickson,

Messrs. Dixon,
Dwight,
Edgcomb,
Etner,
Egan,
Elder,
Finley,
Fleharty,
Fouke,
Funk,
Gaines,
Galloway,
Gass,
Gillham,
Hall,
Hay,

Messrs. Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Langston,
Lathner,

| | | |
|---|---|--|
| Messrs. Lee, Manley, Massenberg, Mason, Mayo, McElvain, McMasters, Merritt, Miller of Madison, Miller of St. Clair, Morse, Mussetter, North, Phelps, Phillips, Pixley, Price, Reinhardt, | Messrs. Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Rodgers of Madison, Roe, Roessler, Root, Ross, Rowley, Sanford, Schwartz, Shaw, Sheldon of Champaign, Shelton of Warren, Sherrill, | Messrs. Springer, Stewart, Stillwell, Strong, Taylor, Townsend, Trimble, Turner, Vocke, Waite, Waters, Webb, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|---|---|--|

Those voting in the negative are,

| | | |
|---|------------------------------------|---------------------------|
| Messrs. Chandler, McConnell, McElwee, | Messrs. Miller of Kane, Moffit, | Messrs. Olson, Vennam. |
|---|------------------------------------|---------------------------|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Mayo, from the committee on finance, submitted the following report :

Your committee on finance, to which was referred the petition of Adaline Breese and Benjamin R. Winthrop, executors of Wm. G. Breese, deceased, having had the same under consideration, instruct me to report that they find, upon examination, that by "An act to authorize the payment of certain scrip, coupons, certificates, and other evidences of indebtedness," approved Feb'y 22, 1861, the said petitioners can, by presentation of proper evidence to the Governor, Auditor, and Treasurer, obtain the payment of said bonds, and that no additional legislation is required. Your committee would, thereupon, ask to be discharged from further consideration of the same.

The report of the committee was concurred in, and
The petition was laid on the table.

Mr. Mayo, from the committee on finance, reported back Senate bill, No. 59, for "An act to transfer the State debt fund and interest fund to the revenue fund," with the recommendation that it do pass.

The report of the committee was concurred in, and the bill
Ordered to a third reading.

On motion of Mr. Mayo,

The rules were suspended, and

Senate bill, No. 59, for "An act to transfer the State debt fund and interest fund to the revenue fund,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 129
Nays 00

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Boyd,
Braidon,
Briscoe,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Ehler,
Egan,
Elder,
Finley,
Fleharty,

Messrs. Fouke,
Fuller,
Funk,
Galloway,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Manley,
Massenburg,
Mason,
Mayo,
McConnell,
McElvain,
McElwee,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Monroe,
Morse,
Mussetter,

Messrs. North,
Olson,
Phillips,
Pixley,
Powell,
Price,
Reinhardt,
Rensberg,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Roessler,
Root,
Rosa,
Rowley,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Strong,
Taylor,
Townsend,
Turner,
Vennum,
Vocke,
Watts,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

The Speaker announced that the hour had arrived for the consideration of Senate bills Nos. 166 and 118.

Whereupon,

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 132
Nays 9

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,

Messrs. Benson,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,

Messrs. Brown of Massac,
Burnside,
Caldwell,
Campbell,
Carle,
Cary,
Casey of Jefferson,

Messrs. Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Coser,
Collins,
Cummings,
Cunningham,
Curtiss,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Fleharty,
Fouke,
Fuller,
Funk,
Gaines,
Gass,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Heafield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,

Messrs. Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mayo,
McConnell,
McElwee,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
Musetter,
Olson,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Remsberg,

Messrs. Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Burley,
Clark of LaSalle,
Gillham,

Messrs. Galloway,
Mason,
McElvain,

Messrs. Morse,
Sanford,
Whitney.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker : I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 73, for "An act for the support of the Illinois Institution for the Education of the Deaf and Dumb."

Senate bill, No. 139, for "An act making appropriations for the support of the Illinois Institution for Feeble-minded Children, from March 1st, 1871, to July 1st, 1873."

Senate bill, No. 227, for "An act appropriating money for the ordinary expenses of the Illinois Institution for the Education of the Blind, from the first day of March, one thousand eight hundred and seventy-one, to the first day of July, one thousand eight hundred and seventy-three."

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

Mr. Turner gave notice that he would move a reconsideration of the vote by which Senate bill No. 166 was passed.

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed

And the question being, "Shall this bill pass?"

Mr. Sanford moved that the bill be recommitted to the committee of the whole.

Mr. Merritt moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the motion of Mr. Sanford, to recommit the bill to the committee of the whole, it was agreed to.

The Speaker announced that the hour had arrived for the House to go into the committee of the whole, for the consideration of Senate bills referred to that committee.

Whereupon,

The House went in the committee of the whole, with Mr. Cary in the chair.

After considerable time spent in committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvement, and to make appropriation for the improvement of the navigation of the Illinois River," under consideration, made some progress thereon, and will leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M.

On motion of Mr. Cary,

At 12:35 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Cary,

The order going into the committee of the whole, was postponed in order to take up Senate bill No. 27.

Whereupon,

Senate bill, No. 27, for "An act to authorize the city of Quincy to create the indebtedness referred to in the 24th section of the schedule of the constitution, to provide for payment thereof, and validating acts of said city relating thereto,"

Was taken up and read, together with the Governor's objections thereto.

And the question being, "Shall the bill pass, the Governor's objection thereto notwithstanding?"

The vote was taken thereon, { Yeas.133
Nays. 14

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Ayres, Barnes, Barr, Barrett, Benson, Berry, Boyd, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dwight, Easley, Egan, Elder, Fleharty, Fouke, Fuller, Funk, Gaines, | Messrs. Galloway, Gillham, Goodell, Hall, Haines, Hay, Headfield, Herdman, Hickox, Hildrup, Hinchcliffe, Humphrey, Hundley, Hunter, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, Kelley, Kenny, King of Cook, King of Jersey, Knoles, Landrum, Langston, Latimer, Lee, Manley, Massenberg, Mason, Mayo, McElvain, McElwee, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morrill, Morrison of Cook, Morrison of Monroe, | Messrs. Morse, Mussetter, Phelps, Phillips, Pixley, Pritchard, Price, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Richardson, Rives, Rodgers of Madison, Roe, Roessler, Root, Ross, Rowley, Ryan, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Stewart, Stillwell, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vernum, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Wright. |
|--|---|---|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Carle, Dixon, Edgecomb, Efner, McConnell, | Messrs. McEwen, Nelson, Powell, Roberts, Rodgers of Platt, | Messrs. Sanford, Springer, Waite, Mr. Speaker. |
|---|--|---|

So the bill was declared passed, notwithstanding the objections of the Governor.

Mr. Jones of Marshall, from the committee on enrolled and enrolled bills, reported that the following bill had been correctly enrolled, to-wit:

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicted persons therein."

Mr. Jones of Marshall, from the committee on enrolled and enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 28th day of March, 1871, laid before the Governor for his approval, viz:

House bill, No. 385, for "An act relating to justices of the peace in the city of Chicago."

Pursuant to previous order, the House went into the committee of the whole, with Mr. Cary in the chair.

After some time spent in the committee of the whole,
Mr. Cary, from said committee, reported that they had had under consideration

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river," and had made some progress therein, and asked leave to sit again at ten o'clock A. M., to-morrow, March 31st.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at ten o'clock A. M., to-morrow, March 31st.

On motion of Mr. Senne,

It was ordered that when the House adjourn, it adjourn until nine o'clock A. M., to-morrow.

By leave,

Mr. Egan submitted the following preamble and resolution :

WHEREAS the sad announcement has been made of the death of the wife of the Hon. Robert H. Foss, a member of this House ; therefore be it

Resolved, That we, the members of the House of Representatives of the General Assembly of the State of Illinois, do hereby tender to our esteemed friend and colleague, our sincere condolence and heart-felt sympathy in his bereavement and irreparable loss.

On motion of Mr. Burley,

Said preamble and resolution was unanimously adopted, and a copy thereof ordered to be forwarded to Hon Mr. Foss, at his place of residence.

On motion of Mr. Egan,

At 5:50 o'clock P. M., the House adjourned until 9 o'clock A. M., to-morrow.

FRIDAY, MARCH 31, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Cloud of Morgan,
The further reading of the same was dispensed with.

On motion of Mr. Cloud of Morgan,

It was ordered that Senate bills on third reading be made the special order for 2:30 o'clock P. M., and after Senate bills on third reading are disposed of, House bills on third reading to be taken up and disposed of.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly engrossed :

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS, from official reports made to this Legislature, there is a great scarcity of water at some of the State Institutions located at Jacksonville, and it will require large sums of money to be drawn from the State Treasury to make such additions to the buildings as will make them comfortable to the inmates thereof, and to procure a sufficient supply of water for their health ; therefore, be it

Resolved by the House of Representatives, the Senate concurring herein, That a committee of three on the part of the House, and of two on the part of the Senate, be appointed, to confer with the proprietor of Perry Springs, located in Pike county, State of Illinois, and ascertain upon what terms said place can be obtained by the State for the use of the inmates of one of the asylums at Jacksonville, and report the same to the Legislature, as soon as such information can be obtained.

With the following amendment :

Amend by striking out preamble, and strike out the words "inmates of one of the asylums at Jacksonville," in 8th and 9th lines, and insert "State, in locating or relocating, if necessary, any of its public charities."

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Morgan,

The rules were suspended, and

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....135
 { Nays 8

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barrett,
Benson,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,

Messrs. Carle,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtis,
Daniels,
Davis,

Messrs. Derrickson,
Dixon,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Fouke,
Frew,
Fuller,
Gaines,
Gallagher,
Galloway,
Gillham,
Goodell,
Hall,

Messrs. Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Knoles,
Koerner,
Langston,
Manley,
Massenberg,
Mayo,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,

Messrs. Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morrison of Cook,
Morse,
Mussetter,
North,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,

Messrs. Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Turner,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Barr,
King of Cook,

Messrs. Landrum,
McElvain,
McElwee,

Messrs. Waite,
Williamson.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Campbell,

The rules were suspended, and

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein,"

Was taken up.

The Clerk proceeded to read the bill the third time, when

Mr. Cummings moved that the further reading of the bill be dispensed with; which motion was not agreed to.

Whereupon,

The third reading of the bill was concluded.

And the same and all the amendments thereto having first been printed.

And the question being, "Shall this bill pass?"

Mr. Cavan moved that the bill be recommitted to the committee of the whole.

On motion of Mr. Roe,

Said motion was laid on the table.

And the question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas 103
Nays 30

Those voting in the affirmative are,

Messrs. Austin,
Boyd,
Brayton,
Brooks,
Burley,
Campbell,
Carpenter,
Chandler,

Messrs. Clark of Kane,
Cloud of Maconpin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Daniels,

Messrs. Davis,
Derrickson,
Dixon,
Hasley,
Efner,
Egan,
Elder,
Fleaharty,

Messrs. Fouke,
Frew,
Gallagher,
Galloway,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Lee,
Mason,
Mayo,
McMillan,

Messrs. Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morrison of Cook,
Morse,
North,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,

Messrs. Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Taylor,
Trimble,
Turner,
Vennum,
Vocke,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Berry,
Carle,
Cary,
Cass of Shelby,
Cunningham,
Curtiss,
Dwight,
Edgcomb,
Finley,

Messrs. Gaines,
Herdman,
Hundley,
Knoles,
Langston,
Manley,
Massenberg,
McElvain,
McElwee,
McEwen,

Messrs. McMasters,
Miller of Madison,
Morrison of Monroe,
Musetter,
Phelps,
Reese,
Rich,
Riggs,
Rives,
Roberts.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

In accordance with a previous order of the House,

The House resolved itself into the committee of the whole, with Mr. Cary in the chair.

After some time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported that they had had under consideration Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvement, and to make appropriation for the improvement of the navigation of the Illinois River," and had made some progress thereon, and asked leave to sit again at 2:30 o'clock P. M.

The report of the committee was concurred in, and

Leave was granted the committee to sit again at 2:30 o'clock P. M.

On motion of Mr. Springer,

The vote was reconsidered by which Senate bills and House bills on third reading was made the special order for 2:30 o'clock P. M.

And the question recurring upon the motion of Mr. Cloud of Morgan, to make Senate bills and House bills on third reading the special order for 2:30 o'clock P. M., it was not agreed to.

Mr. McMillan moved that the rules be suspended, in order to take up certain bills; which motion was not agreed to.

Mr. Phelps moved that the rules be suspended, in order to take up and consider

Senate bill, No. 136, for "An act relative to public parks and boulevards;" also,

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof;" also,

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards, and to provide for the extension of boulevards."

Which motion was not agreed to.

On motion of Mr. Oavan,

At 12:48 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Swan :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 480, for "An act to establish a reasonable maximum rate of charges for the transportation of passengers on railroads in this State."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of an amendment to Senate bill No. 88 :

Senate bill, No. 88, for "An act appropriating money to pay deficiencies of appropriation for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boiler, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

According to previous order, the House resolved itself into the committee of the whole, for the consideration of Senate bills referred to that committee, with Mr. Cary in the chair.

After considerable time spent in the committee of the whole,

Mr. Cary, from the committee of the whole, reported back Senate bill No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois River," with the following amendments thereto :

Amend the first section, by striking out all after the enacting clause, and insert the following: "The canal commissioners shall take efficient and proper measures for the commencement of the improvements named in this act, and shall put such parts of them as they may deem proper, under contract, as herein provided, and shall have the management, care and superintendence thereof, and may appoint a general superintendent, and employ such and so many engineers, draughtsmen and other persons as they may deem necessary to enable them to dis-

charge their duties, and may pay such compensation as they shall deem reasonable to each person so employed : *Provided*, that no contract shall be let until the necessary surveys shall have been made, and plans adopted. The work may be divided, or let in sections, as may be deemed advisable by said canal commissioners."

- Strike out sections two, three and four.
- Change section five to section two.
- Strike out the whole of section six.
- Change section seven to section three.
- Change sections eight and nine to sections four and five.
- Change section ten to section six.
- Strike out section eleven and section twelve.
- Change the number of section thirteen to section seven.
- Strike out all of sections fourteen, fifteen and sixteen.
- Change the number of section seventeen to section eight.
- Strike out section eighteen.
- Change the number of section nineteen to section nine.
- Amend title, by striking out all between the word "to," in the first line, and "make," in the second line, so as to read, "A bill for an act to make an appropriation for the improvement of the navigation of the Illinois river."

Amend preamble, by striking out all after the "whereas," in the first line, and the words "the improvement of the," in the sixth line.

The report of the committee was concurred in, and
The several amendments adopted.

Mr. Morrison of Monroe submitted the following amendment as an additional section to said bill :

"This act shall be submitted to a vote of the qualified voters of the State, at the general election to be held in November next. It shall be the duty of the Secretary of State, and he is hereby required to notify the county clerks of the several counties of the State of such submission, who shall cause notice of the same to be given in the usual manner. The manner of voting shall be, "For law for Illinois River improvement," or "Against law for Illinois River improvement." If the majority of the votes cast be for the law, then this act shall take effect and be in force on and after the first day of January, A. D. one thousand eight hundred and seventy-two. If a majority of the votes cast be against the law for Illinois River improvement, then this act shall be void and of no effect."

Mr. Dixon moved to lay said proposed additional section on the table; which motion

Was decided in the negative, { Yeas66
Nays71

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--------------------|-------------------|------------------|
| Messrs. Armstrong, | Messrs. Caldwell, | Messrs. Collins, |
| Ayres, | Campbell, | Daniel, |
| Barnes, | Carpenter, | Derrickson, |
| Brayton, | Clark of LaSalle, | Dixon, |
| Brooks, | Cloud of Morgan, | Easley, |
| Burley, | Clow, | Egan, |

Messrs. Fuller,
Funk,
Gallagher,
Galloway,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Hildrup,
Humphrey,
Hunter,
Jones of Marshall,
King of Cook,
Knoles,
Lee,

Messrs. Mason,
Mayo,
Miller of Kane,
Morrison of Cook,
North,
Phelps,
Powell,
Price,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Roberts,
Root,
Ross,

Messrs. Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Turner,
Vocke,
Wells,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Barr,
Barrett,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Coser,
Crouch,
Cummings,
Cunningham,
Curtiss,
Davis,
Dwight,
Edgcomb,
Ether,
Elder,

Messrs. Finley,
Fleharty,
Fouke,
Frew,
Gillham,
Goodell,
Herdman,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,
Johnston,
Kenny,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Massenburg,
McElvain,
McEwen,
McMasters,
Merritt,
Miller of Madison,

Messrs. Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrison of Monroe,
Morse,
Mussetter,
Nelson,
Olson,
Phillips,
Pixley,
Pritchard,
Rives,
Rodgers of Platt,
Roessler,
Rowley,
Sanford,
Shelton of Warren,
Smith of Ogle,
Townsend,
Trimble,
Vennum,
Watkins.

So the motion to lay on the table did not prevail.

Mr. Turner, at 8 o'clock P. M., moved that the House do now adjourn; which

Was decided in the affirmative, { Yeas..... 94
Nays 44

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Brayton,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Casey of Jefferson,
Cavan,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Collins,
Cummings,
Cunningham,
Daniels,
Derrickson,
Dixon,
Dwight,
Edgcomb,
Ether,
Egan,

Messrs. Fouke,
Fuller,
Funk,
Gallagher,
Galloway,
Gillham,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Langston,
Lee,
Massenburg,
Mason,
McElvain,
McMillan,
Merritt,
Miller of Kane,

Messrs. Miller of Madison,
Murray,
Morrill,
Morrison of Cook,
Morse,
North,
Olson,
Phelps,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Roberts,
Rodgers of Platt,
Roessler,
Root,
Ross,
Ryan,
Shaw,
Senne,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,

Messrs. Sullivan,
Trimble,
Turner,
Vocke,

Messrs. Walte,
Watkins,
Williams,

Messrs. Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Berry,
Briscoe,
Brown of Massac,
Cary,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cofer,
Crouch,
Curtiss,
Davis,
Easley,
Elder,
Finley,

Messrs. Fleharty,
Frew,
Goodell,
Hickox,
Hinchcliffe,
Johnston,
Knoles,
Koerner,
Landrum,
Latimer,
Mayo,
McHwen,
McMasters,
Miller of St. Clair,
Moffit,

Messrs. Morgan,
Morrison of Monroe,
Mussetter,
Nelson,
Phillips,
Pixley,
Powell,
Reise of Logan,
Rives,
Rowley,
Sanford,
Shelton of Warren,
Townsend,
Vennum.

So, at 8:10 o'clock P. M., the House adjourned until 9 o'clock A. M. to-morrow.

SATURDAY, APRIL 1, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The Clerk proceeded to read the journal of yesterday; when,

On motion of Mr. Cloud of Morgan,

The further reading of the same was dispensed with.

Leave of absence was granted Mr. Williamson.

On motion of Mr. Cloud of Morgan,

The rules were suspended, and

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Illinois Institution for the education of the Deaf and Dumb,"

• Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 118
Nays 18

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Benson,
Berry,
Boyd,
Brayton,
Brooks,

Messrs. Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,

Messrs. Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,

Messrs. Dwight,
 Ra-ley,
 Efner,
 Egan,
 Finley,
 Fleharty,
 Fouke,
 Frew,
 Fuller,
 Funk,
 Galloway,
 Gass,
 Gillham,
 Goodell,
 Hall,
 Haines,
 Hawes,
 Hay,
 Headfield,
 Hildrup,
 Hinchcliffe,
 Humphrey,
 Hundley,
 Hunter,
 Jeffries,
 Johnston,
 Jones of Crawford,
 Jones of Marshall,
 Kelley,

Messrs. King of Cook,
 King of Jersey,
 Knoles,
 Koerner,
 Landrum,
 Langston,
 Latimer,
 Massenberg,
 Mayo,
 McMillan,
 Miller of Kane,
 Miller of Madison,
 Miller of St. Clair,
 Moffit,
 Morrill,
 Morrison of Cook,
 Morrison of Monroe,
 Mussetter,
 Nelson,
 North,
 Olson,
 Phelps,
 Pixley,
 Price,
 Reise of Logan,
 Remsberg,
 Rice of Peoria,
 Rice of Sangamon,

Messrs. Roberts,
 Rodgers of Platt,
 Roe,
 Root,
 Ross,
 Rowley,
 Ryan,
 Sanford,
 Shaw,
 Senne,
 Sheldon of Champaign,
 Shelton of Warren,
 Smith of Ogle,
 Springer,
 Stillwell,
 Sullivan,
 Taylor,
 Townsend,
 Trimble,
 Turner,
 Vocke,
 Waite,
 Webb,
 Whitney,
 Williams,
 Wight,
 Wright,
 Mr. Speaker.

Those voting in the negative are,

Messrs. Barrett,
 Briscoe,
 Carle,
 Casey of Jefferson,
 Cavan,
 Edgcomb,

Messrs. Elder,
 Lee,
 McEwen,
 Merritt,
 Morse,
 Phillips,

Messrs. Reese,
 Reinhardt,
 Rives,
 Roessler,
 Sherrill,
 Watkins.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the clerk inform the Senate thereof.

Mr. Turner withdrew his motion to reconsider the vote by which Senate bill, No. 166, for "An act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads," was passed.

Leave of absence was granted Mr. McMasters.

Mr. Landrum moved that the rules be suspended, in order to consider Senate amendments to the House joint resolution in relation to Perry Springs; which motion was not agreed to.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 249, for "An act to regulate the time of holding courts in the Eighth Judicial Circuit."

Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial Circuits, and to fix the times of holding courts therein."

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Dixon,
The rules were suspended, and
House bill, No. 470, for "An act concerning all cities of this State which now do, or hereafter may contain thirty thousand inhabitants and over, and concerning all cities that now are, or may hereafter be cities of the first class, to enable them to levy taxes for sewerage and water purposes,"
Was taken up, and read a third time,
And the same and all the amendments thereto having first been printed,
And an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next.

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 127
Nays..... 2

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Adams, Armstrong, Austin, Barner, Barr, Barrett, Berry, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dixon, Dwight, Easley, Edgcomb, Ehner, Egan, Elder, Finley, Fleharty, Fouke, Frew, | Messrs. Fuller, Funk, Galloway, Gass, Gillham, Goodell, Hall, Haines, Hawes, Headfield, Herdman, Hildrap, Hinchcliffe, Humphrey, Hundley, Hunter, Jeffries, Johnston, Jones of Crawford, Kenny, King of Cook, King of Jersey, Knobs, Koerner, Landrum, Langston, Latimer, Lee, Massenberg, Mayo, McEwen, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Morrill, Morrison of Cook, Morrison of Monroe, Musssetter, Nelson, Olson, | Messrs. Phelps, Phillips, Pixley, Powell, Price, Reese, Reinhardt, Relse of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rives, Roberts, Roe, Roessler, Root, Ross, Rowley, Ryan, Sanford, Shaw, Serne, Sheldon of Champaign, Shelton of Warren, Sherrill, Smith of Ogle, Springer, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vocke, Waite, Watkins, Webb, Whitney, Williams, Wight, Wright, Mr. Speaker . |
|--|--|--|

Messrs. Benson and Morse voted in the negative.

So the bill was declared passed.

Ordered that the title be amended, to read as follows :

A bill for "An act in relation to the levy and collection of taxes for sewerage and water works in the cities of this State, that may have established a system of sewerage and water vorks for such cities."

And that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Turner moved that the report of the chairman of the committee of the whole on Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois river," together with pending amendments, be taken up; which motion was agreed to.

The question recurring upon the amendment submitted by Mr. Morrison of Monroe,

Mr. Turner submitted the following amendment to the amendment of Mr. Morrison of Monroe:

Amend by inserting after the word "cast," in the fourteenth line, these words "for or against said law for Illinois River Improvement."

Which amendment was agreed to.

The question being upon the adoption of Mr. Morrison's amendment as amended,

Mr. Turner moved to lay said amendment on the table.

Which was decided in the negative, } Yeas 61
 { Nays 76

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
 Austin,
 Ayres,
 Barnes,
 Boyd,
 Brayton,
 Brooks,
 Burley,
 Campbell,
 Carpenter,
 Clark of LaSalle,
 Cloud of Morgan,
 Clow,
 Collins,
 Daniels,
 Derrickson,
 Dixon,
 Easley,
 Egan,
 Fuller,
 Funk,

Messrs. Galloway,
 Haines,
 Hawes,
 Hay,
 Headfield,
 Hildrup,
 Humphrey,
 Hunter,
 Jones of Marshall,
 King of Cook,
 Knoles,
 Mayo,
 McMillan,
 Miller of Kane,
 Morrison of Cook,
 Reinhardt,
 Reise of Logan,
 Remsberg,
 Rice of Peoria,
 Rice of Sangamon,

Messrs. Roberts,
 Root,
 Ross,
 Senne,
 Sheldon of Champaign,
 Sherrill,
 Smith of Ogle,
 Springer,
 Stillwell,
 Sullivan,
 Taylor,
 Trimble,
 Turner,
 Vooke,
 Walte,
 Webb,
 Whitney,
 Williams,
 Wight,
 Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
 Barr,
 Barrett,
 Benson,
 Berry,
 Briscoe,
 Brown of Bond,
 Brown of Massac,
 Carle,
 Casey of Jefferson,
 Casey of Shelby,
 Cavan,
 Chandler,
 Cloud of Macoupin,
 Cofer,
 Crouch,
 Cummings,
 Cunningham,
 Curtiss,
 Davis,
 Dwight,
 Edgcomb,
 Efner,
 Elder,
 Finley,
 Fleharty,

Messrs. Fouke,
 Frew,
 Gass,
 Gillham,
 Goodell,
 Herdman,
 Hinchcliffe,
 Hundley,
 Jeffries,
 Johnston,
 Jones of Crawford,
 Kenny,
 King of Jersey,
 Koerner,
 Landrum,
 Langston,
 Latimer,
 Lee,
 Massenberg,
 McEwen,
 Merritt,
 Miller of Madison,
 Miller of St. Clair,
 Mofft,
 Morrill,

Messrs. Morris,
 Morrison of Monroe,
 Morse,
 Mussett,
 Nelson,
 North,
 Olson,
 Phelps,
 Phillips,
 Pixley,
 Price,
 Reese,
 Rives,
 Rodgers of Platt,
 Roe,
 Roessler,
 Rowley,
 Ryan,
 Sanford,
 Shaw,
 Shelton of Warren,
 Strong,
 Townsend,
 Watkins,
 Wright.

So the amendment was not laid upon the table.

Mr. Phillips moved the adoption of the amendment.

Mr. Crouch moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of the amendment submitted by Mr. Morrison of Monroe,

It was decided in the affirmative,

{

Yeas

78.

{

Nays

59

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Barr, Barrett, Benson, Berry, Boyd, Briscoe, Brown of Bond, Brown of Massac, Caldwell, Carle, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Cloud of Macoupin, Cofer, Crouch, Cummings, Cunningham, Curtiss, Davis, Dwight, Edgecomb, Efner, Elder, | Messrs. Finley, Fleaharty, Fouke, Frew, Gass, Gillham, Goodell, Herdman, Hinchcliffe, Hundley, Jeffries, Johnston, Jones of Crawford, Kenny, King of Jersey, Koerner, Laudrum, Langston, Latimer, Lee, Massenberg, McEwen, Merritt, Miller of Madison, Miller of St. Clair, Moffit, | Messrs. Morrill, Morris, Morrison of Monroe, Morse, Murretter, Nelson, North, Olson, Phelps, Phillips, Pixley, Price, Reese, Rives, Rodgers of Platt, Roessler, Rowley, Ryan Sanford, Shaw, Sheldon of Champaign, Shelton of Warren, Smith of Ogle, Strong, Townsend, Turner. |
|---|--|--|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Armstrong, Austin, Ayres, Barnes, Brayton, Brooks, Burley, Campbell, Carpenter, Clark of LaSalle, Cloud of Morgan, Clow, Collins, Daniels, Derrickson, Dixon, Easley, Egan, Fuller, Funk, | Messrs. Galloway, Hall, Haines, Hawes, Hay, Heafeld, Hildrup, Humphrey, Hunter, Jones of Marshall, King of Cook, Knies, Mayo, McMillan, Miller of Kane, Morrison of Cook, Reinhardt, Reise of Logan, Rensberg, Rice of Peoria, | Messrs. Rice of Sangamon, Roberts, Roe, Root, Ross, Senne, Sherrill, Springer, Stillwell, Sullivan, Taylor, Trimble, Vocke, Walte, Webb, Whitney, Williams, Wight, Mr. Speaker. |
|--|---|---|

So the amendment was adopted.

Mr. Miller of St. Clair moved a reconsideration of the vote just taken, and moved to lay that motion on the table ; which motion was agreed to, and,

On motion of Mr. Turner,

The bill, as amended, was ordered to a third reading and made the special order for 11 o'clock A. M., Wednesday, April 5th.

Mr. Cary, from the committee of the whole, reported back Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively," with the recommendation that the bill do pass.

The report of the committee was concurred in, and,

On motion of Mr. Cary,

The bill was ordered to a third reading.

On motion of Mr. King of Cook,

It was ordered to take up the bill and read it a third time now.

Whereupon,

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Mr. Knoles moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas..... 95
Nays 30

Those voting in the affirmative are,

Messrs. Austin,
Barnes,
Barr,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Efner,
Finley,
Fouke,
Frew,
Galbraith,
Galloway,
Haines,

Messrs. Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
King of Cook,
Knoles,
Koerner,
Langston,
Lee,
Mayo,
McEwen,
McMillan,
Merritt,
Miller of Kane,
Miller of St. Clair,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Musetter,
Nelson,
Phelps,
Pixley,
Powell,
Price,
Reese,
Reinhardt,

Messrs. Reiss of Logan,
Rensberg,
Rice of Peoria,
Rice of Sangamon,
Rives,
Roberts,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Taylor,
Townsend,
Turner,
Vocke,
Waits,
Watkins,
Webb,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Barrett,
Benson,
Brown of Bond,
Carle,
Casey of Shelby,
Chandler,
Cofer,
Crouch,
Cummings,

Messrs. Edgcomb,
Fleharty,
Fuller,
Gillham,
Hall,
Herdman,
Jones of Marshall,
Kenny,
King of Jersey,
Landrum,

Messrs. Latimer,
Massenberg,
Miller of Madison,
Morris,
Morse,
North,
Olson,
Phillips,
Sheldon of Champaign,
Sheldon of Warren.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 121, for "An act in regard to practice in courts of record."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Pending the consideration of the report of the committee of the whole,

On motion of Mr. Barnes,
At 12:40 o'clock P. M., the House adjourned.

MONDAY, APRIL 3, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The Clerk proceeded to read the journal of last Saturday, when,

Mr. Goodell moved that the further reading of the same be dispensed with; which motion was not agreed to.

Whereupon,

The Clerk concluded the reading of the journal.

On motion of Mr. Goodell,

The rules were suspended, and

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," was taken from the committee of the whole and read, and considered by sections.

Mr. Cummings moved to amend section sixteen by striking out the words "of six men competent to serve as jurors," after the word "jury," in lines 8 and 9.

On motion of Mr. Casey of Jefferson,

Said amendment was laid upon the table.

Mr. Waite moved that section 42 be stricken out.

Mr. Nelson moved to amend the motion of Mr. Waite, by striking out the enacting clause of the bill.

Pending the consideration of which,

On motion of Mr. Finley,

The House, at 12:35 o'clock P. M., adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Governor, by E. B. Harlan, Private Secretary:
Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

Senate bill, No. 59, for "An act to transfer the State debt fund and interest fund to the revenue fund."

The business of the forenoon session being resumed, and
The question recurring upon the motion of Mr. Nelson, to strike out the enacting clause of the bill,

Mr. Langston moved that said motion be laid upon the table; which motion

Was decided in the affirmative, { Yeas..... 85
Nays..... 10

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Massac,
Burley,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Curtis,
Daniels,
Dwight,
Elder,
Fleharty,
Frew,
Fuller,
Gass,
Galloway,
Goodell,

Messrs. Haines,
Hay,
Headfield,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Landrum,
Langston,
Lee,
Massenberg,
Mason,
Mayo,
McEwen,
Merritt,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Olson,
Phelps,
Phillips,
Pixley,
Powell,
Price,
Ralls,
Reese,
Reinhardt,
Rensberg,
Rives,
Noot,
Rowley,
Ryan,
Shaw,
Sonne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Vocke,
Watkins,
Whitney,
Williams,
Wight.

Those voting in the negative are,

Messrs. Cary,
Edgcomb,
Hildrup,
Jones of Crawford,

Messrs. McMillan,
Nelson,
Roberts,

Messrs. Roe,
Sanford,
Waite.

So the motion to strike out the enacting clause was laid upon the table.

Mr. Jones of Crawford moved that the bill be referred to the committee on corporations; which motion was not agreed to.

The question recurring upon the motion of Mr. Waite, to strike out the 42d section, it was not agreed to.

Mr. Roberts moved that sections 45 and 46 be stricken out.

Mr. Humphrey moved that said motion be laid upon the table; which motion

Was decided in the affirmative, { Yeas..... 82
Nays 21

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Massac,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Dwight,
Edgecomb,
Elder,
Fleharty,
Fouke,
Frew,
Gass,

Messrs. Goodell,
Haines,
Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Jeffries,
Kenny,
King of Cook,
Landrum,
Langston,
Lee,
Mason,
Mayo,
Merritt,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Monroe,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Ralla,
Reese,
Reinhardt,
Remsburg,
Rice of Sangamon,
Rich,
Root,
Ross,
Rowley,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Cary,
Cloud of Macoupin,
Finley,
Fuller,
Galloway,
Hall,
Herdman,

Messrs. Johnston,
Jones of Crawford,
Jones of Marshall,
King of Jersey,
Koerner,
Massenberg,
McMillan,

Messrs. Morse,
Nelson,
Rice of Peoria,
Rives,
Roberts,
Roe,
Ryan.

So the motion to strike out sections 45 and 46 was laid upon the table.

Mr. Waite submitted the following amendment :

Amend the 26th section by striking out the word "no," in the 3d line, and the words "but the same shall be final and conclusive."

Which motion was not agreed to.

Mr. Waite submitted the following amendment :

Amend the 42d section by striking out "five thousand dollars," in 2d line, and insert "two hundred dollars."

Which motion was not agreed to.

Mr. Sanford submitted the following amendment :

Add to section 29—

"*Provided*, the owners, agents, or occupants of any land, through or on which any drain, ditch, or levee shall be constructed, shall have the right, under the direction of said commissioners, to construct said

drain, ditch or levee, at their own cost and charges, or at least so much thereof as shall be assessed as benefits against such lands, and in case the same be constructed by such owner, agent or occupant, no taxes shall be entered or extended on the tax books against such lands for such improvement."

And the question being upon the adoption of said amendment,

It was decided in the affirmative, { Yeas.....61
Nays.....40

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Burley,
Cary,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cunningham,
Curtiss,
Daniels,
Edgcomb,
Elder,
Finley,
Fleharty,
Frew,

Messrs. Fuller,
Galloway,
Goodell,
Hall,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Jersey,
Koerner,
McMillan,
Moffit,
Morris,
Morse,
Neece,
Nelson,
North,

Messrs. Pixley,
Pritchard,
Ralls,
Remsberg,
Rice of Sangamon,
Rives,
Roberts,
Roe,
Root,
Ryan,
Sanford,
Shaw,
Shelton of Warren,
Townsend,
Waite,
Watkins,
Webb,
Williams,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Barnes,
Barrett,
Berry,
Brayton,
Briscoe,
Casey of Jefferson,
Cummings,
Dwight,
Haines,
Hay,
Headfield,
Hinchcliffe,
Kenny,

Messrs. King of Cook,
Landrum,
Langston,
Lee,
Mayo,
Merritt,
Miller of St. Clair,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Phelps,
Phillips,
Powell,

Messrs. Reinhardt,
Rice of Peoria,
Rich,
Rosa,
Rowley,
Senne,
Sherrill,
Stillwell,
Sullivan,
Trimble,
Vocke,
Whitney,
Williamson.

So the amendment was adopted.

Mr. Sanford moved that the vote be reconsidered by which Mr. Waite's motion to amend section 26 was not agreed to.

The vote being taken thereon,

It was decided in the affirmative, { Yeas.....72
Nays.....18

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Barnes,
Barrett,
Benson,
Berry,
Brayton,
Brown of Massac,
Burley,
Cary,
Casey of Shelby,

Messrs. Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Edgcomb,
Elder,
Finley,

Messrs. Fleharty,
Frew,
Fuller,
Galloway,
Hall,
Haines,
Headfield,
Herdman,
Hinchcliffe,
Jeffries,
Johnston,
Jones of Crawford,

Messrs. Jones of Marshall,
King of Cook,
King of Jersey,
Koerner,
Massenberg,
McMillan,
Miller of St. Clair,
Morris,
Morrison of Cook,
Morse,
Neece,
North,

Messrs. Phillips,
Pixley,
Pritchard,
Price,
Ralls,
Rice of Peoria,
Rives,
Roberts,
Roe,
Rowley,
Ryan,
Sanford,

Messrs. Shaw,
Shelton of Warren,
Sherrill,
Springer,
Sullivan,
Townsend,
Trimble,
Waite,
Webb,
Whitney,
Williams,
Wight.

Those voting in the negative are,

Messrs. Briscoe,
Casey of Jefferson,
Dwight,
Gass,
Goodell,
Hay,

Messrs. Humphrey,
Kenny,
Merritt,
Moffit,
Olson,
Reese,

Messrs. Reinhardt,
Rice of Sangamon,
Rich,
Senne,
Stillwell,
Williamson.

So the vote was reconsidered.

The question recurring upon the motion of Mr. Waite to amend section 26 as follows:

Strike out the word "no," in the 3d line, and the words, "but the same shall be final and conclusive,"

It was agreed to.

Mr. Armstrong moved that section 42 be amended, by striking out the word "thousand," in 2d line, and inserting the word "hundred."

On motion of Mr. Humphrey,

Said amendment was laid on the table.

Mr. Johnston submitted the following amendment:

Add the following section:

"Section 47. In all cases where any person interested in any such lands, or liable to be taxed for such improvement, is a resident of any county in or through which any such drain, ditch, or other work may be located, it shall be the duty of the court or justice of the peace, as the case may be, to notify any such person by summons, as in suits at law, which notice, when personally served, shall be deemed sufficient, and in lieu of all notices mentioned in this act: *Provided*, that such summons shall be issued upon the filing of such petition, and served at least five days before any proceedings are had thereupon."

Which was agreed to.

Mr. Waite moved that section 19 be stricken out; which motion was not agreed to.

Mr. Rice of Peoria moved a reconsideration of the vote by which the motion to strike out sections 45 and 46 was agreed to; which motion was not agreed to.

Mr. Frew moved that section 45 be amended, by striking out the word "and," and inserting the word "or;" which motion was agreed to.

On motion of Mr. Sanford,

The vote was reconsidered by which section 29 was amended,

And the question recurring upon the amendment to section 29, submitted by Mr. Sanford,

Mr. Sanford submitted the following substitute for said amendment:

Add to section 29:

"*Provided*, the owner, agent, or occupant of any land through, or on which any drain, ditch, or levee shall be constructed, shall have

the right, under the direction of said commissioners, within such time as they shall prescribe, to construct such drain, ditch or levee, or any part thereof, at his own cost; and in case he shall so construct the same, he shall be allowed the cost thereof upon his assessment."

Pending the consideration of which,

On motion of Mr. Morrill,

At 5:25 o'clock P. M., the House adjourned.

TUESDAY, APRIL 4, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The Clerk proceeded to read the journal of yesterday, when, Mr. King of Cook moved that the further reading of the same be dispensed with; which motion was not agreed to; when, The Clerk concluded the reading of the journal.

Mr. Heafield moved to suspend the rules, in order to introduce a resolution in relation to an investigation into the construction of the new State House; which motion

Was decided in the negative, { Yeas..... 65
Nays 70

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Benson,
Brayton,
Burley,
Caldwell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Cofer,
Crouch,
Cummings,
Derrickson,
Edgcomb,
Egan,
Fleharty,
Foss,
Fuller,
Hall,
Haines,
Heafield,

Messrs. Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Lee,
Massenberg,
Mason,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Neece,
North,
Olson,
Phelps,
Phillips,
Pritchard,
Price,

Messrs. Remsberg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Piatt,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sullivan,
Vocks,
Waite,
Whitney,
Williams,
Williamson,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Austin,
Ayres,
Barnes,
Barr,
Berry,
Briscoe,
Brooks,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,

Messrs. Clow,
Collins,
Cunningham,
Curtiss,
Daniels,
Dwight,
Elder,
Finley,
Fouke,
Frew,
Funk,
Galbraith,
Gillham,

Messrs. Goodell,
Hay,
Hickox,
Hildrup,
Hundley,
Jeffries,
Jones of Crawford,
Koerner,
Landrum,
Mayo,
McConnell,
McElvain,
McMasters,

| | | |
|--|---|---|
| Messrs. McMillan, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe. Nelson, Pixley, Powell, Ralls, | Messrs. Reese, Reinhardt, Reise of Logan, Rice of Sangamon, Rich, Roe, Senne, Sheldon of Champaign, Short, Springer, | Messrs. Stewart, Stillwell, Taylor, Townsend, Trimble, Vennum, Waters, Watkins, Webb, Wight. |
|--|---|---|

So the House refused to suspend the rules.

Mr. Brayton moved that the rules be suspended, in order to take certain bills from the committee of the whole and order the same to a third reading ; which motion was not agreed to.

On motion of Mr. Rowley,
The rules were suspended, and
House bill, No. 246, for "An act to repeal 'an act incorporating the city of Nashville, in Washington county,' "
Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, " Shall this bill pass ?"

The vote was taken thereon, { Yeas123
Nays 6

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Austin, Ayres, Barrett, Berry, Brayton, Briscoe, Brooks, Brown of Massac, Burley, Caldwell, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Collins, Cummings, Cunningham, Curtiss, Daniels, Derrickson, Dwight, Edgcomb, Egan, Fieharty, Frew, Fuller, Funk, Galbraith, Galloway, Gass, Gillham, Goodell, Hall, Hay, | Messrs. Headfield, Hickox, Hildrup, Hinchcliffe, Humphrey, Hunter, Jeffries, Jones of Crawford, Jones of Marshall, Kenny, King of Cook, King of Jersey, Koerner, Landrum, Langston, Lee, Massenberg, Mason, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Cook, Morrison of Monroe, Moree, Neece, North, Olson, Phelps, Phillips, Pixley, Powell, Pritchard, | Messrs. Price, Ralls, Reese, Reinhardt, Reise of Logan, Rensberg, Rice of Peoria, Richardson, Rives, Roberts, Rodgers of Platt, Roe, Roessler, Root, Rose, Rowley. Ryan, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Short, Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Trimble, Vennum, Vocke, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|---|---|

Those voting in the negative are,

| | | |
|--------------------------|--------------------------|-----------------------------|
| Messrs. Allen, Cofer, | Messrs. Elder, Fouke, | Messrs. Haines, McElwee. |
|--------------------------|--------------------------|-----------------------------|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Burley moved that the rules be suspended, in order to take up Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet,"

And the question being taken thereon,

It was decided in the negative, { Yeas. 71
Nays. 50

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Armstrong, Austin, Brayton, Burley, Cavan, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Clow, Collins, Crouch, Cummings, Derrickson, Egan, Fleharty, Frew, Fuller, Funk, Galloway, Gass, Hall, Haines, Heafield, | Messrs. Hickox, Hinchcliffe, Humphrey, Hunter, Jeffries, Jones of Marshall, King of Cook, King of Jersey, Lee, Mason, Mayo, Morrill, Morris, Morse, Mussetter, North, Olson, Phelps, Phillips, Pixley, Powell, Pritchard, Price, Reinhardt, | Messrs. Remsberg, Rice of Peoria, Roberts, Roe, Root, Rowley, Ryan, Sanford, Sarno, Sheldon of Champaign, Short, Strong, Sullivan, Townsend, Vennum, Vocke, Waite, Waters, Whitney, Williams, Williamson, Wight, Mr. Speaker . |
|---|--|--|

Those voting in the negative are,

| | | |
|---|---|---|
| Messrs. Allen, Ayres, Barnes, Barr, Benson, Berry, Briscoe, Brooks, Brown of Massac, Cary, Casey of Jefferson, Casey of Shelby, Cloud of Morgan, Cofer, Cunningham, Curtiss, Daniels, | Messrs. Dwight, Edgcomb, Elder, Finley, Fouke, Gillham, Hay, Hundley, Jones of Crawford, Kenny, Landrum, McConnell, McElvain, McElwee, McEwen, McMillan, Merritt, | Messrs. Miller of St. Clair, Neece, Ralls, Reese, Rice of Sangamon, Rich, Rives, Rodgers of Madison, Roessler, Ross, Schwartz, Shelton of Warren, Springer, Taylor, Watkins, Webb. |
|---|---|---|

Two-thirds not voting in the affirmative, the House refused to suspend the rules.

Mr. Crouch moved that the rules be suspended, in order to consider the resolution proposed by Mr. Heafield, this morning.

The vote being taken thereon,

It was decided in the negative, { Yeas 71
Nays 64

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Benson,
Brayton,
Burley,
Caldwell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Crouch,
Cummings,
Derrickson,
Edgcomb,
Egan,
Fleharty,
Foss,
Fuller,
Galloway,
Hall,
Haines,
Headfield,
Herdman,
Hildrup,

Messrs. Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Massenberg,
Mason,
McConnell,
McElvain,
McElwee,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morse,
Neece,
North,
Olson,
Phelps,
Phillips,

Messrs. Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Rives,
Roberts,
Rodgers of Platt,
Root,
Rosa,
Rowley,
Ryan,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Strong,
Sullivan,
Vocke,
Waite,
Whitney,
Williamson,
Wright.

Those voting in the negative are,

Messrs. Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Briscoe,
Brooks,
Brown of Massac,
Gary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cunningham,
Curtiss,
Daniels,
Dwight,

Messrs. Elder,
Finley,
Fouke,
Frew,
Funk,
Galbraith,
Gass,
Gillham,
Goodell,
Hay,
Hickox,
Hundley,
Jones of Crawford,
Koerner,
Landrum,
Mayo,
McBwen,
McMasters,
McMillan,
Merritt,
Miller of Madison,

Messrs. Miller of St. Clair,
Morrill,
Morrison of Monroe,
Nelson,
Pixley,
Ralls,
Reese,
Rice of Sangamon,
Roe,
Roessler,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stillwell,
Taylor,
Trimble,
Vennum,
Waters,
Watkins,
Webb.

Two-thirds not voting in the affirmative, the House refused to suspend the rules.

On motion of Mr. King of Cook,

The rules were suspended, and

Mr. King of Cook submitted the following preamble and resolution :

WHEREAS it has been represented that the public money has been misappropriated in the matter of the erection of the State House; therefore,

Resolved, That the committee on public buildings be and is directed to thoroughly investigate the matter and report to this House.

Mr. Morrison of Cook submitted the following substitute for said preamble and resolution :

WHEREAS the amount expended on the foundation of the new Capitol has been more than double the amount of the estimated cost; and whereas the brick work has been laid in mortar, a large part of it totally unfit for the purpose, and there is danger that the walls and arches may fall down; and whereas the stone work on the outer walls is laid in coarse mortar, when the contract requires that it be laid in sheet lead; and whereas material changes have been made in the construction from the terms of the contracts, whereby the State has been charged with a very large sum for labor and materials which have not been put in the building; and whereas the stone are (many of them) improperly cut, some of the more prominent being broken, and the corner stone broken and hid in the rub-

Mr. Cary, from the committee of the whole, reported back Senate bill, No. 2, for "An act providing for the payment by the county of Cook of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively," with the recommendation that the bill do pass.

The report of the committee was concurred in, and,

On motion of Mr. Cary,

The bill was ordered to a third reading.

On motion of Mr. King of Cook,

It was ordered to take up the bill and read it a third time now.

Whereupon,

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Mr. Knoles moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas..... 95
Nays 30

Those voting in the affirmative are,

Messrs. Austin,
Barnes,
Barr,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Caldwell,
Carpenter,
Cary,
Casey of Jefferson,
Cavan,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dwight,
Easley,
Efner,
Finley,
Fouke,
Frew,
Galbraith,
Galloway,
Haines,

Messrs. Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
King of Cook,
Knoles,
Koerner,
Langston,
Lee,
Mayo,
McEwen,
McMillan,
Merritt,
Miller of Kane,
Miller of St. Clair,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Mussetter,
Nelson,
Phelps,
Pixley,
Powell,
Price,
Reese,
Reinhardt,

Messrs. Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rives,
Roberts,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Taylor,
Townsend,
Turner,
Vocke,
Watts,
Watkins,
Webb,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Barrett,
Benson,
Brown of Bond,
Carle,
Casey of Shelby,
Chandler,
Cofer,
Crouch,
Cummings,

Messrs. Edgcomb,
Fleharty,
Fuller,
Gillham,
Hall,
Herdman,
Jones of Marshall,
Kenny,
King of Jersey,
Landrum,

Messrs. Latimer,
Massenberg,
Miller of Madison,
Morris,
Morse,
North,
Olson,
Phillips,
Sheldon of Champaign,
Shelton of Warren.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 121, for "An act in regard to practice in courts of record."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Pending the consideration of the report of the committee of the whole,

On motion of Mr. Barnes,

At 12:40 o'clock P. M., the House adjourned.

MONDAY, APRIL 3, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Carnahan.

The Clerk proceeded to read the journal of last Saturday, when, Mr. Goodell moved that the further reading of the same be dispensed with ; which motion was not agreed to.

Whereupon,

The Clerk concluded the reading of the journal.

On motion of Mr. Goodell,

The rules were suspended, and

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," was taken from the committee of the whole and read, and considered by sections.

Mr. Cummings moved to amend section sixteen by striking out the words "of six men competent to serve as jurors," after the word "jury," in lines 8 and 9.

On motion of Mr. Casey of Jefferson,

Said amendment was laid upon the table.

Mr. Waite moved that section 42 be stricken out.

Mr. Nelson moved to amend the motion of Mr. Waite, by striking out the enacting clause of the bill.

Pending the consideration of which,

On motion of Mr. Finley,

The House, at 12:35 o'clock P. M., adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 217, for "An act to make appropriations for the Soldiers' Orphans' Home, and to maintain said institution for the next two years."

Senate bill, No. 59, for "An act to transfer the State debt fund and interest fund to the revenue fund."

The business of the forenoon session being resumed, and

The question recurring upon the motion of Mr. Nelson, to strike out the enacting clause of the bill,

Mr. Langston moved that said motion be laid upon the table; which motion

| | | |
|---------------------------------|-------------|----|
| Was decided in the affirmative, | { Yeas..... | 85 |
| | { Nays..... | 10 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Massac,
Burley,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Curtiss,
Daniels,
Dwight,
Elder,
Fleharty,
Frew,
Fuller,
Gass,
Galloway,
Goodell,

Messrs. Haines,
Hay,
Headfield,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Koerner,
Landrum,
Langston,
Lee,
Massenberg,
Mason,
Mayo,
McEwen,
Merritt,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Olson,
Phelps,
Phillips,
Pizley,
Powell,
Price,
Ralls,
Reese,
Reinhardt,
Remsberg,
Rives,
Root,
Rowley,
Ryan,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Vocke,
Watkes,
Whitney,
Williams,
Wight.

Those voting in the negative are,

Messrs. Cary,
Edgcomb,
Hildrup,
Jones of Crawford,

Messrs. McMillan,
Nelson,
Roberts,

Messrs. Roe,
Sanford,
Walte.

So the motion to strike out the enacting clause was laid upon the table.

Mr. Jones of Crawford moved that the bill be referred to the committee on corporations; which motion was not agreed to.

The question recurring upon the motion of Mr. Waite, to strike out the 42d section, it was not agreed to.

Mr. Roberts moved that sections 45 and 46 be stricken out.

Mr. Humphrey moved that said motion be laid upon the table; which motion

Was decided in the affirmative, { Yeas..... 82
Nays 21

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Massac,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Dwight,
Edgcomb,
Elder,
Fleharty,
Fouke,
Frew,
Gass,

Messrs. Goodell,
Haines,
Hay,
Hesfield,
Hildrup,
Hinchcliffe,
Humphrey,
Jeffries,
Kenny,
King of Cook,
Landrum,
Langston,
Lee,
Mason,
Mayo,
Merritt,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Monroe,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Remsberg,
Rice of Sangamon,
Rich,
Root,
Ross,
Rowley,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Cary,
Cloud of Macoupin,
Finley,
Fuller,
Galloway,
Hall,
Herdman,

Messrs. Johnston,
Jones of Crawford,
Jones of Marshall,
King of Jersey,
Koerner,
Massenberg,
McMillan,

Messrs. Morse,
Nelson,
Rice of Peoria,
Rives,
Roberts,
Roe,
Ryan.

So the motion to strike out sections 45 and 46 was laid upon the table.

Mr. Waite submitted the following amendment :

Amend the 26th section by striking out the word "no," in the 3d line, and the words "but the same shall be final and conclusive."

Which motion was not agreed to.

Mr. Waite submitted the following amendment :

Amend the 42d section by striking out "five thousand dollars," in 2d line, and insert "two hundred dollars."

Which motion was not agreed to.

Mr. Sanford submitted the following amendment :

Add to section 29—

"*Provided*, the owners, agents, or occupants of any land, through or on which any drain, ditch, or levee shall be constructed, shall have the right, under the direction of said commissioners, to construct said

Mr. Burley moved that the rules be suspended, in order to take House bill, No. 536, for "An act to provide for an investigation of the discipline and management of the State Penitentiary and the financial condition thereof, and to make an appropriation to pay the expenses thereof," from the committee of the whole, and order the same to a third reading.

Which was decided in the negative, { Yeas 79
Nays 41

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Benson,
Brayton,
Burley,
Caldwell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Derrickson,
Egan,
Fieharty,
Foss,
Gass,
Galloway,
Hall,
Haines,
Heafield,

Messrs. Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Crawford,
Jones of Marshall,
King of Cook,
King of Jersey,
Lee,
Mason,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
Neece,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Price,
Reinhardt,
Remsberg,
Rice of Peoria,

Messrs. Richardson,
Roberts,
Rodgers of Platt,
Roe,
Ross,
Ryan,
Sanford,
Shaw,
Senna,
Shelton of Warren,
Sherrill,
Short,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Voelke,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Berry,
Boyd,
Briscoe,
Brooks,
Brown of Massac,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Cunningham,
Daniels,
Dwight,

Messrs. Baaley,
Edgcomb,
Elder,
Finley,
Fouke,
Frew,
Gillham,
Goedell,
Hundley,
Jeffries,
Langston,
Latimer,
Massenberg,
McElwae,

Messrs. McEwen,
McMasters,
McMillan,
Merritt,
Miller of St. Clair,
Morrison of Monroe,
Nelson,
Ralls,
Reese,
Rice of Sangamon,
Springer,
Taylor,
Webb.

Two-thirds not voting in the affirmative, the House refused to suspend the rules.

Mr. Crouch moved that the rules be suspended, in order to take up Senate resolution in relation to adjournment; which motion was not agreed to.

Mr. Caldwell, from the committee on municipal affairs, reported back House bill, No. 563, for "An act to authorizing cities to establish and maintain free public libraries and reading rooms," with the recommendation that it do pass.

The report of the committee was concurred in, and the bill Ordered to a first reading.

Mr. Caldwell moved that the rules be suspended, and the bill read a first time now; which motion was not agreed to.

Mr. Waite moved that the rules be suspended, in order to take up House bill, No. 376, for "An act to enable incorporated cities, towns, and suburban towns in this State, to exercise the right of eminent domain," and order it to a third reading; which motion was not agreed to.

Mr. Williams, from the select committee on temperance, submitted the following report:

The special committee, to which was referred House bill, No. 573, for "An act to provide against the sale of intoxicating liquors on the Sabbath day," report the same back, and recommend that it pass.

The report of the committee was concurred in, and the bill—

(House bill, No. 573, for "An act to provide against the sale of intoxicating liquors on the Sabbath day")—was

Ordered to a first reading.

Unfinished business being in order,

Mr. Cary moved that Senate bill, No. 122, for "An act to provide for the early completion of the new State House," be ordered to a third reading.

Mr. King of Jersey submitted the following amendment as an additional section to said bill:

"Section 5. At the general election, to be held on Tuesday, the 7th day of November, 1871, at the usual places of holding elections in this State according to law, the question whether or not sections one, two, three and four of this act shall go into effect, shall be submitted to a vote of the people, and if said sections are approved by a majority of the legal votes cast at said election, then the said sections shall be in full force and effect from and after January first, 1872; but unless a majority of all the legal voters voting at said election vote to approve said sections, the same shall not be in force or of any effect; and the Secretary of State is hereby required to notify the county clerks of the several counties in this State of such submission; and said clerks shall cause notice of the same to be given in the usual manner, and the manner of voting shall be: "For the appropriation of six hundred thousand dollars to new State House in Springfield," or "Against the appropriation of six hundred thousand dollars to new State House in Springfield." And the returns of such votes for and against this law shall be made by the several county clerks of this State within 30 days after said election, to the Secretary of State, and said returns shall, within five days thereafter, be canvassed by the Auditor, Secretary and Treasurer of the State, or any two of them, in the presence of the Governor, and proclamation shall be forthwith made by the Governor of the result of the canvass."

By leave, Mr. King of Cook entered a motion to reconsider the vote by which amendments were adopted to Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work," on yesterday.

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 88, for "An act appropriating money to pay defi-

ciencies of appropriations for the current expenses of the Illinois State Hospital for the Insane, located at Jacksonville, Illinois, and to defray the current expenses of said Hospital, to make repairs and improvements, to procure new boilers, construct boiler and wash house, and furnish with necessary fittings, and for insurance and library."

A message from the Senate, by Mr. Griggs :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof"

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Pending the consideration of the amendment submitted by Mr. King of Jersey,

Mr. Roberts, at 6:10 P.M., moved that the House do now adjourn.

Which was decided in the affirmative, { Yeas.....73
Nays65

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Benson,
Berry,
Boyd,
Burley,
Caldwell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Crouch,
Cummings,
Derrickson,
Dixon,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Fuller,
Galloway,
Hall,
Haines,

Messrs. Heafield,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
Koerner,
Langston,
Latimer,
Lee,
Massenberg,
Mason,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
North,
Olson,
Phelps,
Phillips,
Pixley,
Pritchard,
Price,

Messrs. Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Stewart,
Sullivan,
Vocke,
Waite,
Whitney,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Briscoe,
Brooks,
Brown of Massac,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Funk,
Galbraith,
Gass,
Gillham,
Goodell,
Hay,
Herdman,
Hickox,
Hinchcliff,
Hundley,
Jeffries,
Jones of Crawford,
King of Cook,
King of Jersey,
Mayo,
McElwee,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,

Messrs. Morrill,
Morrison of Monroe,
Neece,
Nelson,
Powell,
Ralls,
Reese,
Rice of Sangamon,
Roe,
Roessler,
Root,
Schwartz,
Springer,
Stillwell,
Taylor,
Townsend,
Trimble,
Vennum,
Waters,
Watkins,
Webb.

So the House adjourned.

WEDNESDAY, APRIL 5, 1871

The House met, pursuant to adjournment.
Prayer by Rev. H. M. Carr.
The Clerk proceeded to read the journal of yesterday, when,
On motion of Mr. Cloud of Morgan,
The further reading of the same was dispensed with.
On motion of Mr. Cloud of Morgan,
The rules were suspended, and
Senate bill, No. 137, for "An act incorporating the Illinois Institution for the Education of Feeble-minded Children,"
Was taken up and read a third time.
And the same and all the amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas139
Nays..... 2

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Adams, Allen, Armstrong, Austin, Ayres, Barner, Barrett, Berry, Boyd, Bralden, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Derrickson, Dixon, Dodge, Dwight, Easley, Edgcomb, Efner, Egan, Elder, Finley, | Messrs. Fleharty, Foss, Frew, Fuller, Funk, Galbraith, Galloway, Gase, Gilham, Goodell, Hall, Haines, Hawes, Hay, Heafield, Herdman, Hickox, Hildrup, Hinchcliff, Humphrey, Hundley, Jeffries, Jones of Crawford, Jones of Marshall, Kelley, King of Cook, King of Jersey, Koerner, Landrum, Langston, Latimer, Manley, Massenberg, Mason, Mayo, McElvain, McElwee, McMasters, McMillan, Miller of Kane, Miller of Madison, Miller of St. Clair, Morgan, Morrill, Morris, Morrison of Cook, | Messrs. Morrison of Monroe, Neece, Phelps, Phillips, Pixley, Powell, Pritchard, Price, Ralls, Reese, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Rodgers of Madison, Roe, Roessler, Root, Ross, Ryan, Sanford, Schwartz, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Springer, Stewart, Stillwell, Strong, Sullivan, Townsend, Vennum, Vocke, Walte, Waters, Watkins, Webb, Williams, Williamson, Wight, Wright, |
|--|--|---|

Messrs. McConnell and Merritt voted in the negative.
So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. King of Cook,
The rules were suspended, and
Senate bill, No. 174, for "An act to fix the times and places of holding the Supreme Court,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 95
Nays. 49

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Ayres,
Barnes,
Berry,
Briden,
Brayton,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Campbell,
Carle,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Crouch,
Curtiss,
Daniels,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Finley,
Fleharty,
Foss,
Frew,

Messrs. Funk,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Heasfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Kelly,
King of Cook,
Koerner,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMillan,
Miller of Kane,
Miller of St. Clair,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Neece,
Nelson,
North,
Phelps,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Rice of Peoria,
Richardson,
Roberts,
Root,
Rose,
Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Barr,
Barrett,
Benson,
Boyd,
Briscoe,
Caldwell,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cofer,
Collins,
Cummings,
Cunningham,
Dwight,
Easley,

Messrs. Edgcomb,
Elder,
Fuller,
Gass,
Hay,
Herdman,
Jeffries,
Jones of Crawford,
Jones of Marshall,
Latimer,
Leith,
Manley,
McElvain,
McKissee,
McMasters,
Miller of Madison,

Messrs. Morse,
Musssetter,
Olson,
Phillips,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Rowley,
Sanford,
Schwartz,
Shelton of Warren,
Taylor.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

Senate bill, No. 158, for "An act relating to parent and child."

Senate bill, No. 187, for "An act to repeal an act to vacate the town plat of the town of Cummington, in Macoupin county, Illinois."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by E. B. Harlan, Private Secretary :

EXECUTIVE DEPARTMENT,

SPRINGFIELD, April 5, 1871.

TO THE HON. WILLIAM M. SMITH,

Speaker of the House of Representatives:

I have the honor to transmit herewith, to be laid before before the House of Representatives, a supplemental report of the Trustees of Southern Illinois Normal University.

It is proper to add that the necessity for making the report, which is set forth in the first paragraph, did not really exist, inasmuch as the report of the trustees for 1869 was laid before the Senate January 24, 1871. The report made to me by the trustees, in response to a resolution of the House of Representatives, adopted January 30, 1871, was transmitted to that body on the 27th of March, 1871.

JOHN M. PALMER.

The Speaker announced that the hour had arrived for the consideration of the special order set for this hour, being

Senate bill No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois River."

Whereupon,

Senate bill, No. 107, for "An act to appoint Commissioners of the Illinois and Michigan Canal and River Improvements, and to make an appropriation for the improvement of the navigation of the Illinois River,"

Was taken up, and read a third time,

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Mr. Jones of Crawford moved the previous question.

And the question being, "Shall the main question be now put?" it was not agreed to.

Mr. Roberts moved that the bill be recommitted to the committee on canal and river improvements, with order to report at any time.

Mr. Sheldon moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question recurring upon the motion to recommit the bill to the committee on canal and river improvements,

It was decided in the negative, { Yeas. 53
Nays. 96

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Boyd,
Bralden,
Brayton,
Brooks,
Burley,
Campbell,
Carpenter,
Clark of Kane,
Clark of LaSalle,
Cloud of Morgan,
Collins,
Daniels,
Dixon,
Dwight,
Easley,
Egan,

Messrs. Foss,
Funk,
Galloway,
Hawes,
Hay,
Headfield,
Hildrup,
Hunter,
King of Cook,
Mayo,
McMillan,
Morrison of Cook,
Phelps,
Powell,
Price,
Reinhardt,
Reise of Logan,
Rice of Sangamon,

Messrs. Richardson,
Roberts,
Roe,
Ross,
Senne,
Sheldon of Champaign,
Short,
Smith of Ogle,
Stewart,
Stillwell,
Sullivan,
Taylor,
Waite,
Watkins,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Adams,
Allen,
Austin,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Brown of Bond,
Brown of Massac,
Caldwell,
Carle,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cofer,
Crouch,
Cummings,
Curtiss,
Derrickson,
Dodge,
Edgcomb,
Ehner,
Elder,
Finley,
Flehart,
Fouke,
Frew,
Fuller,
Galbraith,

Messrs. Gass,
Gillham,
Goodell,
Haines,
Herdman,
Hickox,
Hinchcliff,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenburg,
Mason,
McConnell,
McElvain,
McEwen,
McMasters,
Merritt,
Miller of Madison,
Miller of St. Clair,

Messrs. Moffit,
Morgan,
Morris,
Morrison of Monroe,
Morse,
Mussettter,
Neesa,
Olson,
Phillips,
Pixley,
Pritchard,
Ralls,
Reese,
Rich,
Rivers,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Rowley,
Ryan,
Sanford,
Schwartz,
Shelton of Warren,
Sherrill,
Springer,
Strong,
Townsend,
Vennum,
Waters,
Webb,
Whitney,
Williams.

So the House refused to recommit the bill.

Mr. Phillips, at 12:30 o'clock P. M., moved that the House adjourn until 2:30 o'clock P. M.; which motion was not agreed to.

Mr. Campbell, at 12:35 o'clock P. M., moved that the House do now adjourn; which

Was decided in the negative, { Yeas. 45
Nays 110

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|--|
| Messrs. Armstrong, Benson, Boyd, Brayton, Brooks, Burley, Campbell, Carpenter, Clark of LaSalle, Clow, Collins, Daniels, Derrickson, Dixon, Easley, | Messrs. Egan, Foss, Funk, Galloway, Haines, Hawes, Hay, Heafield, Hunter, Jones of Marshall, King of Cook, Mayo, Morrison of Cook, North, Phelps, | Messrs. Price, Reise of Logan, Richardson, Roberts, Root, Ross, Ryan, Senne, Sherrill, Short, Stewart, Sullivan, Waite, Whitney, Williamson. |
|---|---|--|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Adams, Allen, Ayres, Barnes, Barr, Barrett, Berry, Braiden, Briscoe, Brown of Bend, Brown of Massac, Caldwell, Carle, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Cofer, Crouch, Cummings, Cunningham, Curtiss, Dodge, Dwight, Edgcomb, Efner, Elder, Finley, Fieharty, Fouke, Frew, Fuller, Galbraith, | Messrs. Gass, Gillham, Goodell, Hall, Herdman, Hickox, Hildrup, Hinchcliffe, Hundley, Jeffries, Johnston, Jones of Crawford, Kelley, Kenny, King of Jersey, Koerner, Landrum, Langston, Latimer, Lee, Leith, Manley, Massenberg, Mason, McConnell, McElvain, McElwee, McEwen, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Morris, | Messrs. Morrison of Monroe, Mussetter, Neece, Nelson, Olson, Phillips, Pixley, Powell, Pritchard, Ralls, Reinhardt, Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Rives, Rodgers of Madison, Rodgers of Platt, Roe, Roessler, Rowley, Sanford, Schwartz, Sheldon of Champaign Shelton of Warren, Springer, Stillwell, Strong, Townsend, Vennum, Waters, Watkins, Webb, Williams, Wight, Mr. Speaker. |
|--|---|---|

So the House refused to adjourn.

The question recurring upon the question, "Shall this bill pass?"

| | | |
|-----------------------------|------------|----|
| The vote was taken thereon, | Yeas. | 79 |
| | Nays. | 82 |

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Austin, Ayres, Benson, Braiden, Brayton, Brooks, Caldwell, Carpenter, Cavan, Clark of Kane, Clark of LaSalle, Cloud of Morgan, Clow, Collins, Crouch, Cummings, Daniels, | Messrs. Derrickson, Dixon, Dodge, Easley, Edgcomb, Fuller, Galloway, Hall, Haines, Hawes, Hay, Herdman, Hildrup, Hinchcliffe, Humphrey, Hunter, Jones of Marshall, Kelly, | Messrs. Kenney, King of Cook, King of Jersey, Landrum, Langston, Latimer, Lee, Massenberg, Mason, McMillan, Miller of Kane, Morrill, Morse, North, Olson, Phelps, Phillips, Powell, |
|--|--|--|

Messrs. Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Roe,
Root,

Messrs. Ross,
Ryan,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Stewart,
Stillwell,

Messrs. Watts,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Allen,
Barnes,
Barr,
Barrett,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Burley,
Campbell,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cofer,
Cunningham,
Curtiss,
Dwight,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Fouke,

Messrs. Frew,
Funk,
Galbraith,
Gass,
Gillham,
Goodell,
Headfield,
Hickox,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
Koerner,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,

Messrs. Morrison of Cook,
Morrison of Monroe,
Mussater,
Neece,
Nelson,
Pixley,
Pritchard,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roesler,
Rowley,
Sanford,
Schwartz,
Shelton of Warren,
Springer,
Strong,
Sullivan,
Taylor,
Townsend,
Vennum,
Waters,
Webb.

So the bill was declared not passed.

Mr. Haines moved that the vote be reconsidered by which the bill was declared not passed.

Pending the consideration of which,

On motion of Mr. Haines,

At 1 o'clock P. M., the House adjourned.

THURSDAY, APRIL 6, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Burgess.

The Clerk proceeded to read the journal of yesterday, when, Mr. Burley moved that the further reading of the same be dispensed with; which motion was not agreed to; and

The Clerk concluded the reading of the journal.

Mr. Burley moved that the rules be suspended, in order to take up Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"

Which was decided in the negative, { Yeas..... 62
 Nays..... 93

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Austin,
 Brayton,
 Brooks,
 Burley,
 Caldwell,
 Campbell,
 Carpenter,
 Cavan,
 Clark of Kane,
 Clark of LaSalle,
 Clow,
 Collins,
 Crouch,
 Derrickson,
 Dixon,
 Dodge,
 Edgcomb,
 Efner,
 Egan,
 Fleharty,
 Foss,

Messrs. Funk,
 Galloway,
 Gass,
 Haines,
 Heafeld,
 Hinchcliffe,
 Humphrey,
 Jones of Marshall,
 King of Cook,
 King of Jersey,
 Langston,
 Latimer,
 Lee,
 Manley,
 Mason,
 Morgan,
 Morrison of Cook,
 Morse,
 North,
 Olson,
 Phelps,

Messrs. Phillips,
 Pritchard,
 Price,
 Remsberg,
 Rice of Peoria,
 Roberts,
 Root,
 Ross,
 Rowley,
 Ryan,
 Sanford,
 Shaw,
 Senne,
 Sherrill,
 Sullivan,
 Voeke,
 Waite,
 Whitney,
 Williams,
 Williamson.

Those voting in the negative are,

Messrs. Adams,
 Allen,
 Ayres,
 Barnes,
 Barr,
 Barrett,
 Benson,
 Boyd,
 Bralton,
 Briscoe,
 Brown of Bond,
 Brown of Massac,
 Carle,
 Cary,
 Casey of Jefferson,
 Casey of Shelby,
 Chandler,
 Cloud of Macoupin,
 Cloud of Morgan,
 Cofer,
 Cunningham,
 Curtiss,
 Davis,
 Dwight,
 Easley,
 Elder,
 Finley,
 Fouke,
 Frew,
 Fuller,
 Galbraith,

Messrs. Gillham,
 Goodell,
 Hawes,
 Hay,
 Herdman,
 Hickox,
 Hildrup,
 Hurdley,
 Jeffries,
 Jones of Crawford,
 Kelley,
 Kenny,
 Knoles,
 Koerner,
 Landrum,
 Leith,
 Massenberg,
 Mayo,
 McConnell,
 McElvain,
 McElwee,
 McEwen,
 McMasters,
 McMillan,
 Meeker,
 Merritt,
 Miller of Kane,
 Miller of Madison,
 Miller of St. Clair,
 Moffit,
 Morrill,

Messrs. Morrison of Monroe,
 Mussetter,
 Neece,
 Nelson,
 Pixley,
 Powell,
 Ralls,
 Reese,
 Reise of Logan,
 Rice of Sangamon,
 Rich,
 Riggs,
 Rives,
 Rodgers of Madison,
 Rodgers of Platt,
 Roe,
 Roessler,
 Schwartz,
 Sheldon of Champaign,
 Shelton of Warren,
 Short,
 Springer,
 Stewart,
 Stillwell,
 Taylor,
 Trimble,
 Vennam,
 Waters,
 Webb,
 Wight,
 Wright.

So the House refused to suspend the rules.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county.'"

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 80, for "An act relating to county, city, town, township, school district, and other municipal indebtedness, and to provide for the funding and payment of the same."

Senate bill, No. 192, for "An act to authorize railroad companies to change their corporate names."

Senate bill, No. 232, for "An act to appropriate funds for the continuance of the work upon the Southern Insane Asylum located at Anna, in the State of Illinois."

Senate bill, No. 237, for "An act to repeal an act therein named, in relation to scales."

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States, and to make an appropriation for the payment of the expenses thereof."

Senate bill, No. 250, for "An act to secure equality of assessment in school districts."

Senate bill, No. 153, for "An act to extend the rights and privileges of women."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

Senate bill, No. 137, for "An act incorporating the Illinois Institution for the education of Feeble-minded Children."

Mr. Rice of Sangamon presented a petition from the citizens of Springfield, in relation to grounds around the new State House.

Mr. Sheldon moved that said petition be referred to the committee on public buildings and grounds.

Mr. Crouch moved that said motion be laid on the table ; which was not agreed to.

The motion recurring upon the motion of Mr. Sheldon to refer said petition to the committee on public buildings and grounds, it was agreed to.

Mr. Haines moved that the rules be suspended, in order to take up Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869 ;" which motion was not agreed to.

Mr. North presented a petition from citizens of Geneva, praying for the passage of the bill reported by Mr. Williams, chairman of the select committee on temperance, on the subject of temperance ; which was

Referred to the select committee on temperance.

Mr. Cavan presented a petition from citizens of Woodford county, on the subject of temperance ; which was

Referred to the select committee on temperance.

Mr. McMasters presented a petition from citizens of the village of Kaskaskia, remonstrating against the passage of a law giving parties living outside of limits of said village any control of school affairs; which was

Referred to the committee on education.

Mr. Langston presented a petition from 124 citizens of Manitowishpeet township, Mason county, praying for the removal of the capitol from Springfield to Peoria; which was

Referred to the committee on public buildings and grounds.

Mr. Morgan presented a petition from citizens of Warren county, praying for the removal of the capitol from the city of Springfield to the city of Peoria; which was

Referred to the committee on public buildings and grounds.

Mr. Fleharty presented a petition from citizens of Mercer county, praying for the abolishment of the office of county superintendent of schools; which was

Referred to the committee on education.

Mr. King of Jersey moved that the rules be suspended, in order to introduce a resolution; which motion was not agreed to.

Mr. Crouch moved that the rules be suspended, in order to take up Senate resolution relating to adjournment; which motion was not agreed to.

Mr. Haines moved that the rules be suspended, in order to take up Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869;" which motion was not agreed to.

Unfinished business being in order,

Senate bill, No. 122, for "An act to provide for the early completion of the new State House," together with the pending amendment submitted by Mr. King of Jersey,

Was taken up.

The question being upon the amendment of Mr. King of Jersey,

On motion of Mr. Springer,

At 12:48 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 98, for "An act concerning jurors."

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years."

Senate bill, No. 256, for "An act to create and support a State Institution, to be called 'The Illinois Charitable Eye and Ear Infirmary,' for the treatment of needy persons suffering from diseases of the eye or ear."

Senate bill, No. 247, for "An act to authorize county boards, or other bodies having control and management of the county affairs of the several counties of this State, to take measures to enforce all laws in regard to the prevention of cruelty to animals."

Senate bill, No. 191, for "An act requiring the Secretary of State to make a biennial report of the business of his office, and providing for the sale of certain property."

Senate bill, No. 76, for "An act to prohibit domestic animals from running at large in this State."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 347, for "An act making appropriation for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872."

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates," with amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

The business of the forenoon session was resumed.

The question being upon the amendment submitted by Mr. King of Jersey,

Mr. Daniels moved to lay said amendment upon the table.

Whereupon,

Mr. Roberts, at 5:35 P. M., moved that the House do now adjourn.

And the question being, "Will the House agree thereto?"

It was decided in the negative, { Yeas..... 52
Nays 109

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Benson,
Boyd,
Bralden,
Burley,
Caldwell,
Campbell,
Cavan,
Clark of Kane,
Clark of LaSalle,
Crouch,
Dixon,
Edgcomb,
Efner,
Foss,
Fuller,
Galloway,
Haines,

Messrs. Headfield,
Herdman,
Hinchcliffe,
Johnston,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,

Messrs. Mussetter,
North,
Olson,
Phelps,
Pritchard,
Price,
Remsberg,
Rice of Peoria,
Riggs,
Roberts,
Ryan,
Sanford,
Shelton of Warren,
Watkins,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,
Curtiss,
Daniels,
Davis,
Dodge,
Dwight,
Easley,
Elder,
Finley,
Fleharty,
Fouke,
Frew,
Funk,
Galbraith,

Messrs. Gass,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Cook,
Knobs,
Koerner,
Landrum,
Leith,
Mayo,
McConnell,
McElvain,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Phillips,
Pixley,

Messrs. Powell,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sherrill,
Short,
Springer,
Stewart,
Stillwell,
Sullivan,
Taylor,
Townsend,
Trimble,
Vennum,
Vocke,
Waite,
Waters,
Webb,
Wight,
Wright.
Mr. Speaker.

So the House refused to adjourn.

The question recurring upon the motion to lay the amendment on the table,

It was decided in the affirmative, { Yeas 89
Nays 76

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Funk,
Galbraith,
Gaas,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
King of Cook,
Knoles,
Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Pixley,
Powell,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Roe,
Roessler,
Root,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Taylor,
Townsend,
Trimble,
Vennum,
Waters,
Watkins,
Webb,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Benson,
Boyd,
Braidon,
Brooks,
Burley,
Caldwell,
Campbell,
Cavan,
Clark of Kane,
Clark of LaSalle,
Collins,
Crouch,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fiehart,
Foss,
Fuller,
Galloway,
Hall,
Haines,
Headfield,

Messrs. Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Leith,
Manley,
Massenberg,
Mason,
McElvain,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,

Messrs. Phelps,
Phillips,
Pritchard,
Price,
Remsburg,
Rice of Peoria,
Richardson,
Riggs,
Roberts,
Rodgers of Platt,
Rosa,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogles,
Sullivan,
Vocke,
Waite,
Whitney,
Williams,
Williamson.

So the amendment was laid on the table.

Mr. Goodell submitted the following amendment :

Add to section two :

"Provided, that no part of this appropriation shall be paid out of the State treasury until there shall have been filed with the Secretary of State a good and sufficient bond of individuals, to be approved by the Governor of the State of Illinois, conditioned that the obligors will procure, or cause to be obtained, for the State of Illinois, such additional grounds, not exceeding four acres, to the south of and adjoining the new capital grounds, free of cost to the State, as the State may demand or require, and will condemn for the purpose of enlarging said capital grounds; which condemnation shall be during the construction, or within two years after the completion of the new State House ready for the use of the two houses of the General Assembly."

Mr. Morrison of Monroe moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas..... 97
Nays 65

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Allen, Austin, Ayres, Barnes, Barr, Barrett, Berry, Brayton, Briscoe, Brown of Bond, Brown of Massac, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Coker, Collins, Cunningham, Curtiss, Daniels, Dwight, Easley, Elder, Finley, Foster, Frew, Fuller, | Messrs. Funk, Galbraith, Gass, Gillham, Goodell, Hawes, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, Knobles, Koerner, Landrum, Leith, Mason, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Meeker, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffitt, Morrill, Morrison of Monroe, | Messrs. Neece, Nelson, Pixley, Powell, Ralls, Reese, Reise of Logan, Rice of Sangamon, Rich, Rives, Rodgers of Madison, Rodgers of Platt, Roe, Roessler, Root, Schwartz, Sheldon of Champaign, Short, Springer, Stewart, Stillwell, Strong, Taylor, Townsend, Trimble, Vannum, Waite, Waters, Webb, Wight, Wright, Mr. Speaker. |
|---|--|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Armstrong, Benson, Boyd, Briden, Burley, Caldwell, Campbell, Cavan, Clark of LaSalle, Crouch, Dixon, Dodge, Edgcomb, Ehler, Egan, Fleaharty, Foss, Galloway, Hall, Haines, Hessfield, Herdman, | Messrs. Hildrup, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, McElwee, Morgan, Morris, Morrison of Cook, Morse, Musselton, North, Olson, Phelps, Phillips, | Messrs. Pritchard, Price, Remsburg, Rice of Peoria, Richardson, Riggs, Roberts, Ross, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Smith of Ogle, Sullivan, Voeke, Whitney, Williams, Williamson. |
|---|--|---|

So the previous question was ordered.

Mr. Haines, at 6:15 o'clock P. M., moved that the House do now adjourn,

Which was decided in the negative, { Yeas..... 61
Nays 97

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Boyd,
Braiden,
Brooks,
Burley,
Caldwell,
Campbell,
Cavan,
Clark of LaSalle,
Crouch,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Galloway,
Goodell,

Messrs. Haines,
Headfield,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Morgan,
Morrison of Cook,
Morse,
Mussetter,

Messrs. North,
Olson,
Phillips,
Price,
Remsburg,
Rice of Peoria,
Roberts,
Ryan,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Sullivan,
Vocke,
Whitney,
Williamson,
Wright.

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Fuller,
Funk,

Messrs. Galbraith,
Gass,
Gillham,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
Knobles,
Koerner,
Landrum,
Leith,
Mayo,
McConnell,
McElvain,
McElwee,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Monroe,

Messrs. Neece,
Nelson,
Pixley,
Powell,
Ralla,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Schwartz,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vennum,
Waters,
Watkins,
Webb,
Williams,
Wight.

So the House refused to adjourn.

The question recurring upon the adoption of Mr. Goodell's amendment, it was agreed to.

The question being upon ordering the bill to a third reading,

It was decided in the affirmative, { Yeas 102
Nays 61

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,

Messrs. Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Carle,
Carpenter,
Cary,

Messrs. Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,

| | | |
|---|---|--|
| Messrs. Cunningham, Curtiss, Daniels, Dwight, Hasley, Elder, Finley, Fouke, Frew, Funk, Galbraith, Gase, Gillham, Goodell, Hawes, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Kelly, King of Cook, Knoles, Koerner, Landrum, | Messrs. Leith, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Meeker, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe, Neece, Nelson, Pixley, Powell, Ralls, Reese, Reise of Logan, Rice of Sangamon, Rich, Richardson, | Messrs. Riggs, Rives, Rodgers of Madison, Roe, Roessler, Root, Schwartz, Sheldon of Champaign, Short, Springer, Stewart, Stillwell, Strong, Taylor, Townsend, Trimble, Vennum, Walte, Waters, Watkins, Webb, Williams, Wight, Wright, Mr. Speaker. |
|---|---|--|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Armstrong, Benson, Caldwell, Campbell, Cavan, Crouch, Davis, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, Galloway, Hall, Haines, Heafield, Hardman, Hildrup, | Messrs. Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McElwee, Morgan, Morris, Morrison of Cook, Morse, Musssetter, North, Olson, | Messrs. Phelps, Phillips, Pritchard, Price, Remsberg, Rice of Peoria, Roberts, Ross, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Smith of Ogle, Sullivan, Vocke, Whitney, Williamson. |
|--|---|---|

So the bill was ordered to a third reading.

Mr. Haines, at 6:35 o'clock P. M., moved that the House do now adjourn ; which motion

Was decided in the negative,

{

Yeas.....

73

{

Nays

88

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Armstrong, Austin, Benson, Braiden, Brayton, Brooks, Burley, Caldwell, Campbell, Carpenter, Cavan, Clark of Kane, Clark of LaSalle, Cofer, Collins, Crouch, Davis, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, | Messrs. Galloway, Hall, Haines, Heafield, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McConnell, McElvain, McElwee, Morgan, Morris, Morrison of Cook, Morse, Mussetter, | Messrs. North, Olson, Phelps, Phillips, Pritchard, Price, Remsberg, Rice of Peoria, Richardson, Riggs, Rives, Roberts, Ross, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Sullivan, Vocke, Whitney, Williams, Williamson. |
|--|---|--|

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Gary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Funk,
Galbraith,
Gass,

Messrs. Gillham,
Goodell,
Hawes,
Hay,
Herdman,
Hickox,
Hildrup,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
King of Cook,
Knoles,
Koerner,
Landrum,
Mayo,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Necce,
Nelson,

Messrs. Pixley,
Powell,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Rodgers of Plati,
Roe,
Rossaler,
Root,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vennum,
Walta,
Waters,
Watkins,
Webb,
Wight,
Wright.

So the House refused to adjourn.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of amendments to a bill of the following title, to-wit :

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution, at Jacksonville."

A message from the Governor, by E. B. Harlan, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 312, for "An act to repeal an act entitled 'an act to establish the court of common pleas in the city of Sparta, in Randolph county.'"

House bill, No. 347, for "An act making appropriation for the completion of the Northern Insane Asylum, at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872."

On motion of Mr. McMillan,

At 6:50 o'clock P. M., the House adjourned until 9 o'clock A. M., to-morrow.

FRIDAY, APRIL 7, 1871.

Prayer by Rev. Dr. Gregory.

The journal of yesterday was read.

By leave,

Mr. Roberts submitted the following preamble and resolution; which was adopted:

WHEREAS charges and representations in relation to the manner in which the work is being done, and the materials used in the construction of the new State House, have been made on the floor of this House; and, whereas, in view of the appropriation of a large sum of money by this General Assembly to continue the work on said State House, it is proper that all the matters in relation to such construction should be thoroughly and searchingly investigated; therefore,

Resolved, That the Speaker be and he is hereby directed to appoint a committee of five members of this house, whose duty it shall be to proceed without delay to make a thorough investigation of all the matters and things pertaining to the material, workmanship and manner, and cost of the construction of said State House; and to that end said committee is hereby authorized to send for persons and papers and to examine all books and papers in relation to the same, that may be in the hands, under the control, or within the reach of the Commissioners of the State House, the architects, contractors or any of the employees of any of the above named parties, and that said committee report to this House as soon as practicable.

Mr. Stillwell moved that the rules be suspended in order to take up Senate bill, No. 198, for "An act making appropriations for the State Reform School;" which motion was not agreed to.

On motion of Mr. Egan,

The rules were suspended, and

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," was taken from the committee of the whole, and Ordered to a third reading.

Mr. Koerner moved that the rules be suspended in order to take up House bill, No. 376, for "An act to enable incorporated cities and towns in this State to exercise the power of eminent domain;" which motion was not agreed to.

On motion of Mr. Egan,

The rules were suspended, and

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas121
Nays 11

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Ayres,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cunningham,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Fouke,

Messrs. Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Haines,
Hawes,
Hay,
Headfield,
Hickox,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
Langston,
Latimer,
Lee,
Massenberg,
Mayo,
McElvain,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Morris,
Morrison of Cook,
Morrison of Monroe,
Neece,
North,
Phelps,
Pixley,

Messrs. Pritchard,
Price,
Ralls,
Reece,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Riggs,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Herdman,
Hinchcliffe,
King of Jersey,
Manley,

Messrs. McConnell,
Morse,
Musetter,
Phillips,

Messrs. Rodgers of Platt,
Vennum,
Webb.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Townsend,

The rules were suspended, and

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the Penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'" and

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"

Were taken up, read a first time, and

Ordered to a second reading.

Leave of absence was granted Messrs. Jones of Marshall, Burley and Clark of LaSalle.

On motion of Mr. Williamson,

The rules were suspended and

House bill, No. 482, for "An act relating to sales under powers," was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Root,

The rules were suspended, and

House bill, No. 539, for "An act supplemental to an act entitled an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....147
Nays..... 2

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Crouch,
Cunningham,
Curtiss,
Daniels,
Davis,
Dodge,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Fouke,
Frew,
Funk,
Gaines,

Messrs. Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hildrup,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mayo,
McConnell,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Menroe,
Morre,
Muzzetter,
Necoe,
Nelson,
North,
Olson,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Rives,
Roberts,
Rogers of Madison,
Rogers of Platt,
Roe,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vennam,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Wight,
Wright,
Mr. Speaker.

Messrs. Fuller and Hinchcliffe voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Sheldon moved that the rules be suspended in order to take up and consider Senate bill, No. 148, for "An act making appropriations

for the Illinois Industrial University ;” which motion was not agreed to.

Mr. Casey of Jefferson moved that the rules be suspended in order to take up Senate bill, No. 185, for “An act to provide for the construction of drains, ditches and levees and other work,” and order the same to a third reading; which motion was not agreed to.

Mr. Jones of Crawford, from committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, and on the 6th day of April, 1871, laid before the Governor for his approval, viz :

House bill, No. 347, for “An act making appropriations for the completion of the Northern Insane Asylum at Elgin, and for furnishing and maintaining a part of the same for 1871 and 1872.”

House bill, No. 312, for “An act to repeal an act entitled ‘an act to establish the court of common pleas in the city of Sparta, in Randolph county.’ ”

Mr. Jones of Crawford, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, on the 6th day of April, 1871:

Senate bill, No. 74, for “An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution at Jacksonville.”

A message from the Governor, by E. B. Harlan, Private Secretary.

EXECUTIVE DEPARTMENT,
SPRINGFIELD, April 7, 1871.

HON. WILLIAM M. SMITH,
Speaker of the House of Representatives :

In accordance with the request contained in a resolution of the House of Representatives, of April 4th, 1871, transmitted to me, I have the honor to lay before the General Assembly the report of the Penitentiary Commissioners for the year 1869.

JOHN M. PALMER.

ILLINOIS STATE PENITENTIARY,
COMMISSIONERS’ OFFICE, JOLIET, December 1, 1869.

TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

In conformity with the law, the undersigned, Commissioners of the State Penitentiary, present their annual report for the year ending November 30, 1869.

The result of the year’s business of the institution is embodied in the following statement, to-wit :

DEBITS.

| | | |
|---|--------------|--------------|
| Inventory Dec. 1, 1868, (including permanent improvements) .. | \$426,199 78 | |
| Bills receivable December 1, 1868 | 52,977 39 | |
| Amount drawn from State treasury | 265,000 00 | |
| Liabilities December 1, 1869 | 188,891 45 | |
| | | \$923,068 62 |

CREDITS.

| | | |
|--|--------------|--------------|
| Inventory Dec. 1, 1869, (not including permanent improvements) | \$370,818 29 | |
| Permanent improvements in 1868..... | 40,852 42 | |
| Permanent improvements in 1869..... | 81,602 28 | |
| Liabilities December 1, 1868..... | 180,076 89 | |
| Assets December 1, 1869..... | 146,752 15 | |
| Interest paid to Illinois Manufacturing Company..... | 5,000 00 | |
| Old claims adjusted..... | 44,786 97 | |
| Discounts, and interest on old debts..... | 6,344 91 | |
| Depreciation on property since December 1, 1868..... | 65,000 00 | |
| Excess of debits over credits..... | 92,889 76 | |
| | | \$938.068 62 |

It is to be explained that the general decline in values subsequent to the first of December, 1868, the date of our last previous annual report and inventory, occasioned a heavy depreciation in the value of the stock and material which constitute the larger portion of the property of the penitentiary. In cooperage alone, of which we had a large stock on hand when our inventory of 1868 was taken, there was a decline of at least thirty per cent. in value; and in iron, of which the institution constantly has a large quantity on hand, there was a decline of at least twenty-five per cent. In the article of iron bedsteads in the cells, there has been a depreciation of value amounting to five thousand dollars. There has also been a serious depreciation in the value of clothing and other articles on hand. These items are mentioned merely as examples explanatory of the sixty-five thousand dollars "depreciation in property" in the above statement. It is probable that if it were possible to ascertain definitely the exact depreciation in all the items of property inventoried, the aggregate would be found to exceed this amount.

In this connection it is due to refer to the fact that this is a very extensive institution, the financial success of which is dependent in a great measure upon the state of trade in the country at large. The penitentiary is an immense manufacturing establishment, buying and selling at wholesale and retail. With its large number of convicts to be fed, clothed, guarded, cared for and employed, and its complicated manufacturing and business concerns, its expenses are necessarily very heavy. Certain important changes made during the year have either rendered the expenses unusually large, or interfered more or less, for the time being, with the business of the institution. Among these changes we may note particularly that of the resignation of the former warden, B. Dornblazer, on the 28th of last April, and the appointment in his place of George W. Perkins, who assumed charge as warden on the first of May. The change necessarily occasioned some temporary interruption and confusion in the internal workings of the institution. As regards the results of Mr. Perkins' business management, we forward herewith, in compliance with your Excellency's request, detailed statements of the transactions of the institution during the time of his wardenship. Mr. Perkins has made and is making gradual but sure progress in the reorganization and successful operation of the penitentiary, notwithstanding the adverse circumstances with which he

has had to contend. It is a matter of regret that unfriendly outside influences, political and personal, should be permitted to interfere with the interests of this institution. The repeated attacks upon its management, through the public press, the persistent efforts of ill-disposed parties to damage its financial credit, and the frequent attempts of those who have personal or malicious purposes to subvert, to embarrass its general operations, cannot but operate unfavorably to its successful or profitable working. These influences have seriously interfered with the discipline and business of the institution during the past few months, on account of their disturbing effect. The excitement occasioned among the inmates and employees during the last session of the General Assembly, by the discussion of schemes for the leasing of the penitentiary to private contractors, had a most unfavorable effect, as such excitements always will have among this class of men. So long as the penitentiary is a target for general attack, especially so long as it continues to be a bone of contention between political parties, and is regarded by money-making adventurers as a prize which they may hope to gain possession of at any session of the Legislature, it will be a question of doubt as to whether it is possible to render the institution self-sustaining.

Among other changes made during the year are the fitting up of the upper story of the warden's house for the female department (there are only twenty-two female convicts in the institution at present) and the transformation of the old female department into an extensive cigar factory and a prison for the male convicts employed therein; the recent establishment of broom, chair and boot and shoe shops, and an additional blacksmith shop; the enlargement of the paint shop; the building of two additional warehouses; the establishment of a store for the receiving and delivery of goods; and the working of an additional quarry. All these changes and additions have necessitated unusual expenditures.

The branches of labor and business now carried on in the penitentiary are stone-quarrying, and cutting building stone; machine and blacksmith shops and foundery; wagon and agricultural implements manufactory; cooper shop; paint shop; boot and shoe shop; chair making and rustic work; broom shop; cigar shop; harness shop; tailor shop; and the making of army tents for the United States Government, under contract.

Since our last report, the only remaining contract shops in the penitentiary have been relinquished. Firman Mack's contract for the labor of convict boot and shoe makers, and that of Fox & Baxter for cigar makers, expired by limitation. Advertisements were published for proposals for the re-letting of the labor of these shops, but failing to receive reasonable bids, the Commissioners determined to employ the labor of those shops on State account. Contracts with Adams & Co., for chair makers, and with Phelps & Co., for cabinet makers, have also been closed up, and all the labor of the institution is now employed on State account.

The increase of convicts continues. The present number is 1,250, being eighty-eight more than at this time last year. The warden's report, herewith submitted, exhibits details of convicts received, dis-

charged, etc., during the year; also, the amounts paid for transportation and clothing for discharged convicts, amounting in the aggregate to over \$11,000, and other statistics.

We also send herewith the annual reports of the chaplain and physician of the penitentiary, from which it will be seen that while the physical health of the institution has been remarkably good during the year, much progress has also been made in the education of the ignorant, and in the moral and religious improvement of the convicts.

R. E. LOGAN, *President.*

ANDREW SHUMAN, *Secretary.*

MINORITY REPORT.

ILLINOIS STATE PENITENTIARY,

JOLIET, *December 1, 1869.*

TO HIS EXCELLENCY JOHN M. PALMER,
Governor of Illinois :

In conformity with your call for information of September, 17th 1869, and the requirements of the act of the Legislature requiring an annual report from the Commissioners of the Penitentiary, of the condition of that institution, a majority of the Commissioners have submitted their report, with which, however, I am unable to concur.

I therefore beg leave to submit the following, as a minority report, upon the same subject.

The outside history of the Penitentiary, its changes of officers, and general scope of its operations, will be found detailed in the majority report; while I shall attempt to show an inside view of the tendency, of its discipline, and the financial results of its management during the last year.

The following financial statement is made up from the monthly reports and papers on file in the Commissioners' office, which statement I believe to be correct:

Statement of December 1st, 1868.

DEBITS.

| | | | |
|--------------|---|-------------|--------------|
| July 1, 1867 | To amount of property on hand as per inventory "B"..... | \$54,525 28 | |
| Oct. 2, 1868 | To amount drawn from State treasury..... | 300,000 00 | |
| Dec. 1, " | To amount due Illinois Manufacturing Co | 50,000 00 | |
| | To bills due and payable | 80,076 89 | |
| | Excess of assets over liabilities | 2,508 16 | |
| | | | \$487,110 28 |

CREDITS.

| | | | |
|--------------|---|--------------|--------------|
| Dec. 1, 1868 | By amount of property as per inventory "D"... | \$426,197 78 | |
| | Outstanding accounts | 52,977 39 | |
| | Loss by fire..... | 7,935 11 | |
| | | | \$487,110 28 |

This, as you are aware, was the condition of the Penitentiary on the first of December, 1868, and shows that the institution was self-sustaining.

Our present summary is as follows :

Statement of December 1, 1869, from December 1, 1868.

DEBITS.

| | | |
|--|--------------|--------------|
| To inventory, December 1, 1868..... | \$426,197 78 | |
| To amount of bills receivable, " " | 52,977 39 | |
| To drawn from state treasury, " " | 265,000 00 | |
| To liabilities, " 1869..... | 188,891 45 | \$933,066 52 |
| C R E D I T S. | | |
| By inventory, December 1, 1869 | \$870,813 29 | |
| By liabilities of " 1868 | 130,076 89 | |
| By interest paid Ill. Manuf. Co | 5,000 00 | |
| By assets, December 1, 1869 | 121,782 15 | |
| By permanent improvements in 1868 | 40,352 42 | |
| " " 1869 | 31,602 23 | |
| Discounts and interest paid on old accounts..... | 6,344 91 | 706,971 59 |
| Deficit | | \$227,094 71 |

Statement from 1st May, 1869, to 1st December, 1869.

DEBIT.

| | | |
|---|--------------|--------------|
| To bills receivable, May 1, 1869..... | \$58,992 09 | |
| Amount drawn from treasury and paid to warden..... | 260,755 09 | |
| Bills due and payable, December 1, 1869..... | 188,891 45 | \$508,638 63 |
| C R E D I T. | | |
| By amount of indebtedness, May 1, 1869..... | \$268,314 06 | |
| By bills receivable, December 1, 1869..... | 121,782 15 | |
| By additional indebtedness audited since May 1, 1869..... | 11,442 01 | 396,538 22 |
| Amount of cash deficit to December 1, 1869..... | | \$112,100 51 |

At the present time the indebtedness of the Penitentiary far exceeds its available assets, and running further in debt at the rate of about twenty thousand dollars per month; and if some means are not taken to stop its present lavish expenditures and careless discipline, the financial result of the coming year can be easily imagined.

With regard to the discipline of the institution for the past year: in common with every man of humanitarian impulses, I favored the abolition of the lash and other cruel modes of torture inflicted on refractory criminals, believing that their influences are entirely inconsistent with the theory and genius of our free institutions, and not only exerting a demoralizing influence on the recipient, but cutting off all hope of reformation.

Previous to the salutary change in the laws of punishment, on the first of July, 1867, the discipline of the institution was stringent, hard and severe, and such as tended to morally degrade and crush out any germ of reformation that may have taken root within the breast of any of the inmates of the institution.

Under the milder, though no less effective, rules adopted by the State officers on taking possession, and the strict enforcement of the substitute for the lash (dark cell), the institution was run successfully, both as to safety of the inmates and pecuniary interest to the State; and had the discipline continued during the present year, I have no doubt that we would to-day present your excellency with a report showing not only a self-sustaining institution, but prove satisfactorily that the whipping-post and such like tortures are not indispensable to good discipline.

I am sorry to inform your excellency that such is not the case; that since the fall and winter of 1868, up to the date of this report, the discipline has been getting worse, until the opposite extreme has been nearly reached, of uncontrolled license and loose restraint.

To this laxity of discipline I attribute the fact that the labor of the convicts for the past year has not been so productive as formerly, and to it can be traced, in a large measure, the great financial loss to the State, appearing in this report.

From my observation of the administration of the present warden, and from inquiries from various sources made prior to his appointment (against which I protested), as to his business abilities, I am convinced that he is totally unfit for the position he occupies, and that the interest of the State demands a more able man for warden—one who will fearlessly uphold and enforce the laws and rules as laid down for the governing and disciplining of over 1,250 convicts, and one of good business capacity to conduct and superintend the labor and make contracts for the State, in a straight-forward and business-like manner; and until such a man is appointed to that office, the discipline cannot be improved, nor the business of the institution conducted except with great financial loss to the State. After the very liberal appropriation made by the Legislature of last winter, and the visits and advice of your excellency during the summer, it was to be hoped that, together with a change of officers, the institution would assume even a more flourishing condition than was exhibited in the report of December 1, 1868.

I regret to have to inform you that such is not the case, as the statements appended hereto fully verify. The suggestions of your excellency when visiting here, I trusted would have caused increased vigilance on the part of the warden and his assistants, and for a time, at least, enforce the laws and rules of the institution for the government of its inmates, and the successful and diligent employment of their labors, and the repression of idleness and insubordination. But, contrary to my expectations and your express declarations, the guards, overseers, and, in fact, *the convicts*, were informed that you fully indorsed the previous state of discipline, and that no change was necessary. Hardened criminals were placed in positions of confidence, where opportunities

to escape were numerous and tempting, and which a good many improved, made good their escape, and are to-day loose on society, committing, no doubt, the worst of crimes. I have, on the occasion of your visits, called your attention to this matter, and have missed no opportunity of pointing out to my colleagues the dire necessity of a change in the management. They have at various times admitted the necessity of the change, and promised, on several occasions, to make *some*, and thereby improve the discipline, but for some unaccountable reason it yet remains undone.

In conclusion, I beg to disclaim all responsibility as to the management and present financial standing of the institution, as most of my suggestions have been overruled, leaving me no other course to pursue but that of presenting to your excellency this my minority report, which I respectfully submit for your consideration.

JOHN REID.

On motion of Mr. Roberts,

One thousand copies of said report were ordered printed.

Mr. Cavan presented a petition from a meeting of citizens of Woodford county, held at Metamora, requesting their Senators and Representatives to vote against any appropriation to complete the Capitol building, now in construction in the city of Springfield, until the people decide the location of the State Capital at Peoria should be submitted to a vote of the people of the State; which was laid on the table to be considered with Senate bill, No. 122, for "An act to provide for the early completion of the new State House."

Mr. Hinchcliffe moved that the rules be suspended in order to introduce a resolution; which motion was not agreed to.

Mr. Price presented a petition from citizens and taxpayers of the city and township of Lacon, Marshall county, requesting their Senators and Representatives to vote in favor of the bill now pending in the House, to remove the Capital to Peoria; which was

Ordered to be laid on the table and considered in connection with said bill.

Mr. Nelson presented a petition from citizens of the county of Macon, praying for the passage of such a law as will hold liquor sellers, and owners of real estate where liquor is sold as a beverage, each personally and pecuniarily responsible for damages done by the sale of intoxicating drinks; which was

Laid on the table.

Mr. Davis presented a petition from sundry citizens of the State in favor of the passage of more stringent liquor laws for the protection of all the citizens of the State; which was

Laid on the table.

Mr. Davis presented a petition from sundry ladies of the State of Illinois, praying for the passage of more stringent liquor laws; which was

Laid on the table.

On motion of Mr. Frew,
The rules were suspended, and
Mr. Frew submitted the following :

Resolved by the House, the Senate concurring therein, That the General Assembly will adjourn on Monday, April 17, A. D. 1871, until the 15th day of November, A. D. 1871, at 12 o'clock M., and that during such recess, no member, officer or employee, shall receive any per diem compensation.

Mr. Elder submitted the following substitute :

Resolved by the House of Representatives, the Senate concurring herein, That the two Houses of this General Assembly will adjourn on Thursday, the twentieth day of April, inst., to meet again on Wednesday the sixth day of December next, at 12 o'clock M., and that no member of either House of this General Assembly, or the employees of either House, shall draw or receive any pay during said adjournment, except the postmaster of each House, who shall remain five days after said adjournment, for the purpose of receiving and forwarding the mails to the several members and employees of this General Assembly, for which time they shall be entitled to draw their per diem.

Mr. Haines moved to amend the resolution of Mr. Frew by striking out "17th" and insert "10th."

Mr. Cary moved that the whole subject be laid on the table.

Mr. Haines demanded a division of the question.

And the question being upon laying the amendment of Mr. Haines on the table; it was agreed to.

The question being upon laying the substitute of Mr. Elder on the table,

It was decided in the affirmative, { Yeas 88
Nays 66

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Barrett,
Benson,
Bralden,
Brayton,
Briscoe,
Brooks,
Caldwell,
Carpenter,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Collins,
Crouch,
Davis,
Dixon,
Dodge,
Dwight,
Edgcomb,
Flehart,
Fouke,
Frew,
Fuller,
Gaines,
Galbraith,
Gass,
Gillham,
Goodell,

Messrs. Hall,
Haines,
Herdman,
Hickox,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Kelly,
King of Jersey,
Landrum,
Langston,
Latimer,
Lee,
Leith,
Manley,
Mayo,
McConnell,
McElvain,
McElwee,
McMasters,
Meeker,
Miller of Kane,
Morrison of Cook,
Morse,
Musetter,

Messrs. Olson,
Phelps,
Pritchard,
Price,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Riggs,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Ross,
Rowley,
Ryan,
Sanford,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Sullivan,
Trimble,
Waite,
Watkins,
Webb,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Allen,
Barnes,
Berry,
Boyd,
Brown of Bond,
Brown of Massac,

Messrs. Carle,
Cary,
Casey of Jefferson,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,

Messrs. Daniels,
Easley,
Efner,
Egan,
Elder,
Finley,
Foss,

Messrs. Funk,
Hawes,
Hay,
Heafield,
Hinchcliffe,
Kenny,
Koerner,
Massenberg,
McEwen,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,

Messrs. Morrill,
Morris,
Morrison of Monroe,
Neece,
Nelson,
North,
Pixley,
Powell,
Ralls,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roe,
Root,

Messrs. Schwartz,
Shaw,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Taylor,
Townsend,
Vennum,
Vocke,
Waters,
Wight,
Wright,
Mr. Speaker.

So the substitute was laid on the table.

The question being upon laying the resolution of Mr. Frew on the table,

On motion of Mr. Egan,

Leave was granted Mr. Cary to withdraw the motion to lay on the table; and the motion was withdrawn.

The question being upon the adoption of the resolution of Mr. Frew,

Mr. Price submitted the following substitute :

Resolved by the House of Representatives, the Senate concurring, That on Thursday, the 18th day of April, at 12 o'clock, noon, both Houses of this General Assembly do adjourn and take a recess until Wednesday, the 15th day of November, and that during such adjournment, no member, officer or employee shall draw pay, except such clerks and postmasters as may be by the Speaker of the House and President of the Senate directed to remain, and they shall receive pay only for such time they may be actually employed, not to exceed ten days.

Mr. Cary moved that the substitute be laid upon the table; which motion

Was decided in the affirmative, { Yeas..... 86
Nays..... 62

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Barnes,
Barrett,
Berry,
Brayton,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Esner,
Finley,
Fouke,
Frew,
Funk,
Gaines,

Messrs. Galbraith,
Gass,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hildrup,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Koerner,
Landrum,
Massenberg,
Mayo,
McConnell,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Phelps,

Messrs. Pixley,
Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Rodgers of Madison,
Roe,
Roessler,
Root,
Rowley,
Schwartz,
Sheldon of Champaign,
Sherrill,
Short,
Springer,
Stillwell,
Taylor,
Townsend,
Trimble,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Wight.

Those voting in the negative are,

| | | |
|---|---|--|
| Messrs. Armstrong, Ayres, Boyd, Braiden, Brooks, Caldwell, Campbell, Carpenter, Cavan, Crouch, Davis, Edgcomb, Egan, Fleharty, Foss, Fuller, Hall, Haines, Headfield, Herdman, Hinchcliffe, | Messrs. Humphrey, Hunter, Johnston, Kenney, King of Jersey, Langston, Latimer, Lee, Leith, Manley, McElvain, McElwee, Miller of Kane, Morgan, Morris, Morrison of Cook, Morse, Musetter, North, Olson, Pritchard, | Messrs. Price, Reese, Reinhardt, Rensberg, Rice of Peoria, Riggs, Roberts, Rodgers of Platt, Ross, Ryan, Sanford, Shaw, Shelton of Warren, Smith of Ogle, Sullivan, Waite, Whitney, Williams, Williamson, Wright. |
|---|---|--|

So the substitute was laid on the table.

Mr. Neece moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring on the adoption of the resolution of Mr. Frew,

It was decided in the affirmative, { Yeas..... 95
Nays 41

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Allen, Armstrong, Ayres, Barnes, Barrett, Benson, Berry, Boyd, Braiden, Brown of Bond, Campbell, Carle, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Morgan, Cofar, Collins, Crouch, Curtiss, Davis, Dixon, Dodge, Edgcomb, Ether, Egan, Fleharty, Foss, Frew, Fuller, | Messrs. Funk, Gaines, Gass, Gillham, Goodell, Hall, Headfield, Hickox, Humphrey, Hunter, Jeffries, Jones of Crawford, Kelley, Kenny, King of Jersey, Landrum, Langston, Latimer, Leith, Manley, Massenburg, McConnell, McElvain, McElwee, McMasters, Meeker, Miller of Kane, Morrill, Morrison of Cook, Morrison of Monroe, Neece, Olson, | Messrs. Price, Ralls, Reese, Reinhardt, Rensberg, Rice of Peoria, Richardson, Riggs, Roberts, Rodgers of Madison, Roe, Roessler, Ross, Rowley, Ryan, Schwartz, Shaw, Sheldon of Champaign, Shelton of Warren, Sherrill, Smith of Ogle, Springer, Townsend, Trimble, Vennum, Vocke, Watkins, Webb, Williams, Wight, Wright. |
|---|--|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Briscoe, Brooks, Brown of Massac, Caldwell, Carpenter, Cavan, Cloud of Macoupin, Cunningham, | Messrs. Daniels, Dwight, Easley, Elder, Finley, Fouke, Galbraith, Haines, | Messrs. Hildrup, Hinchcliffe, Hundley, Johnston, Mayo, McMillan, Merritt, Miller of Madison, |
|---|--|---|

Messrs. Morgan,
Morris,
Mussetter,
Nelson,
Phelps,
Pixley,

Messrs. Powell,
Rice of Sangamon,
Rives,
Short,
Stillwell,
Sullivan,

Messrs. Wallis,
Waters,
Whitney,
Williamson,
Mr. Speaker.

So the resolution was adopted.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. King of Jersey,
At 12:20 o'clock P.M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK, P. M.

The House met, pursuant to adjournment.

The Speaker announced as the committee on Mr. Roberts' resolution, providing for an investigation of matters relating to the new State House, Messrs. Roberts, Egan, Fuller, McMillan and Webb.

By leave,

Mr. King of Jersey introduced

House bill, No. 574, for "An act to regulate the fees and salaries of officers, and to provide the mode of rendering their accounts and making settlements."

Which was referred to the committee on fees and salaries, and 1000 copies ordered to be printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 246, for "An act to fix the salaries and compensation of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General."

Senate bill, No. 221, for "An act to authorize county treasurers, in counties not under township organization, to receive the returns of all unpaid taxes and special assessments, and to collect and receive the same, and to sell real estate therefor."

Senate bill, No. 145, for "An act in regard to the descent of property."

Senate bill, No. 111, for "An act to authorize the election of women to school offices."

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 520, for "An act to amend the law concerning township organization."

By leave,

Mr. Egan introduced

House bill, No. 575, for "An act to incorporate and to govern life, or life and health insurance companies doing business in the State of Illinois."

Which was referred to the committee on insurance, and 500 copies of the same ordered printed.

Mr. Morrison of Monroe introduced

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House."

On motion of Mr. McMillan,

The rules were suspended, the bill read a first time, and Ordered to a second reading.

By order of the House,

Mr. Waite, from the committee on municipal affairs, reported back House bill, No. 370, for "An act to establish and regulate the legislative departments of cities having a population of one hundred thousand or more."

On motion of Mr. Campbell,

The bill was ordered to a first reading, and 250 copies of the same ordered printed.

Mr. Armstrong moved that the rules be suspended, in order to take up House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,"

| | | |
|------------------------------------|------------------|----|
| Which was decided in the negative, | { Yeas | 76 |
| | { Nays | 48 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Belton,
Berry,
Boyd,
Bralden,
Brayton,
Brooks,
Caldwell,
Campbell,
Casey of Shelby,
Clark of Kane,
Cloud of Morgan,
Collins,
Crouch,
Daniels,
Dixon,
Dodge,
Edgecomb,
Eimer,
Egan,
Fiehart,
Foss,
Fuller,
Funk,
Hall,
Haines,

Messrs. Hay,
Heafield,
Herdman,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
King of Jersey,
Koerner,
Langston,
Latimer,
Lee,
McConnell,
McElvain,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Neece,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Roberts,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Short,
Sullivan,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight,

Those voting in the negative are,

Messrs. Ayres,
Barnes,
Barrett,
Briscoe,
Brown of Bend,
Carle,
Casey of Jefferson,
Chandler,
Cloud of Macoupin,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Gaines,

Messrs. Galbraith,
Gass,
Gillham,
Hickox,
Hudrup,
Jeffries,
Jones of Crawford,
Manley,
McElwee,
McEwen,
Meeker,
Merritt,
Miller of Madison,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Mussetter,
Nelson,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roe,
Springer,
Stewart,
Stillwell,
Taylor,
Townsend,
Trimble,
Waters.

Two-thirds not voting in the affirmative, the House refused to suspend the rules.

Mr. Waite moved that the rules be suspended, in order to take up House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year 1870;" which motion was not agreed to.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 577, for "An act in regard to counties and county government," with the recommendation that 500 copies of the same be ordered printed, and the same recommitted to the committee on counties and township organization.

The report of the committee was concurred in, and

Five hundred copies of the same ordered printed, and the bill re-committed to the committee on county and township organization.

Mr. Haines, from the committee on counties and township organization, reported

House bill, No. 578, for "An act in regard to township organization," with the recommendation that 500 copies of the same be printed, and the bill recommitted to the committee on counties and township organization.

The report of the committee was concurred in, and

Five hundred copies of the same ordered printed, and the bill re-committed to the committee on counties and township organization.

Mr. Frew gave notice of the following change of rule No. 42:

Resolved, That House rule No. 42 be amended, so as to read as follows: "No member shall speak longer than five minutes at any one time."

On motion of Mr. Waite,

Five hundred copies of House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year 1870, and in regard to applications for judgment for such taxes," was ordered printed.

On motion of Mr. Root,

The rules were suspended, and

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties,"

Was taken up, and read a third time,

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 106
Nays 18

Those voting in the affirmative are,

Messrs. Adams,
Ayres,
Barnes,
Barrett,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Caldwell,
Campbell,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Coser,
Collins,
Curtiss,
Daniels,
Dixon,
Dodge,
Efner,
Egan,
Finley,
Fieharty,
Foss,
Fente,
Fuller,
Gaines,
Galbraith,
Haines,
Hay,

Messrs. Hickox,
Hildrup,
Hinchcliffe,
Hunter,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Koerner,
Langston,
Latimer,
Lee,
Manley,
McConnell,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Mussetter,
North,
Phelps,
Pixley,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,

Messrs. Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Riggs,
Roberts,
Roe,
Root,
Ross,
Ryan,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stewart,
Stillwell,
Sullivan,
Strong,
Taylor,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Carle,
Cavan,
Easley,
Edgcomb,
Elder,
Hall,

Messrs. Jeffries,
Johnston,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,

Messrs. Neece,
Rives,
Roessler,
Rowley,
Sanford,
Springer.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Wright moved that the rules be suspended in order to take up Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University;" which motion was not agreed to.

Mr. Short moved that the rules be suspended in order to take up House bill, No. 548, for "An act for the assessment of property and collection of taxes," and read a first time; which motion was not agreed to.

On motion of Mr. Townsend,

The rules were suspended, and

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates," was taken up.

Mr. Townsend moved that the House concur in the following amendment thereto, adopted by the Senate :

Amend by adding :

"Section 2. All justices of the peace, police magistrates and constables in this State, shall, within twenty days after this act takes effect, execute office bonds, conditioned as now required by law, in addition to the bonds heretofore executed by them as such officers, in a like penal sum and with like security, to be approved and filed as their former office bonds; and a failure of any justice of the peace, police magistrate or constable, to execute such bond within twenty days after this act takes effect, as aforesaid, shall be deemed a resignation of his office."

Mr. Roessler moved to amend the Senate amendment by striking out the words "and constables" in the first line, and all after the word "bonds" in the fifth line.

Mr. Finley moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question being upon the adoption of Mr. Roessler's amendment,

It was decided in the negative, { Yeas. 96
Nays. 78

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barnes,
Boyd,
Campbell,
Casey of Shelby,
Coser,
Cunningham,
Dwight,
Edgcomb,

Messrs. Elder,
Fouke,
Herdman,
Hinchliffe,
Jones of Crawford,
King of Jersey,
Langston,
McConnell,
Morrison of Cook,

Messrs. Morrison of Monroe,
Reise of Logan,
Rice of Sangamon,
Rich,
Riggs,
Roessler,
Springer,
Vennam.

Those voting in the negative are,

Messrs. Allen,
Armstrong,
Berry,
Bralden,
Brayton,
Brown of Massac,
Caldwell,
Carle,
Carpenter,
Cary,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Crouch,
Curtiss,
Daniels,
Dodge,
Efner,
Fleharty,
Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Gass,

Messrs. Gillham,
Hall,
Hawes,
Headfield,
Humphrey,
Hunter,
Jeffries,
Johnston,
Kelly,
Kenny,
Koerner,
Latimer,
Lee,
Manley,
McMasters,
McMillan,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Muzzetter,
Nees,
Olson,
Phelps,
Pixley,

Messrs. Powell,
Price,
Ralls,
Reese,
Reinhardt,
Rensberg,
Rice of Peoria,
Rives,
Roberts,
Roe,
Root,
Sanford,
Shaw,
Sheldon of Champaign,
Sheldon of Warren,
Sherrill,
Short,
Smith of Ogle,
Townsend,
Vocks,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the amendment was not adopted.

The question recurring upon the question of concurring in the Senate amendment,

The vote was taken thereon, { Yeas. 37
Nays. 78

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Barnes,
Berry,
Brown of Massac,
Campbell,
Casey of Jefferson,
Chandler,
Crouch,
Dwight,
Funk,
Galbraith,
Gase,

Messrs. Gillham,
Herdman,
Hunter,
Jeffries,
Jones of Crawford,
Kelley,
King of Jersey,
Koerner,
Latimer,
McConnell,
Miller of Madison,
Morgan,

Messrs. Morris,
Morrison of Cook,
Pixley,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Roe,
Shelton of Warren,
Waters,
Williams,
Wright.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barrett,
Boyd,
Braiden,
Brayton,
Brooks,
Brown of Bond,
Caldwell,
Caile,
Cary,
Casey of Shelby,
Cavan,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,
Dixon,
Dodge,
Hasley,
Edgcomb,
Efner,
Egan,
Elder,
Finley,

Messrs. Fleharty,
Foss,
Frew,
Fuller,
Gaines,
Hall,
Haines,
Humphrey,
Hundley,
Johnston,
Kenny,
Langston,
Leith,
Manley,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Moffit,
Morrill,
Morse,
Musetter,
Neece,
Nelson,
Olson,
PHELPS,

Messrs. Reese,
Reinhardt,
Reise of Logan,
Riggs,
Rives,
Roberts,
Rodgers of Platt,
Roessler,
Root,
Ross,
Rowley,
Sanford,
Shaw,
Sheldon of Champaign,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Taylor,
Townsend,
Vocke,
Webb,
Whitney,
Williamson,
Wight,
Mr. Speaker,

So the House refused to concur in the Senate amendment.

Ordered that the Clerk inform the Senate thereof.

Mr. Roberts presented the following protest; which was ordered spread upon the journal:

PROTEST.

The undersigned, members of the House of Representatives of the General Assembly of the State of Illinois, do most respectfully dissent from and protest against the action of this House as follows, that is to say:

On Thursday, the sixth inst., the following proposed additional section to Senate bill, No. 122, for "An act to provide for the early completion of the new State House," as an amendment thereto, was under consideration in this House, as follows:

"Section 5. At the general election to be held on Tuesday, the 7th day of November, 1871, at the usual places of holding elections in this State according to law, the question whether or not sections one, two, three and four of this act shall go into effect, shall be submitted to a vote of the people; and if said sections are approved by a majority of the legal votes cast at said election, then the said sections shall be in full force and effect from and after January first, 1872; but unless a

majority of all the legal voters voting at said election shall vote to approve said sections, the same shall not be in force or of any effect ; and the Secretary of State is hereby required to notify the county clerks in this State of such submission ; and said clerks shall cause notice of the same to be given in the usual manner, and the manner of voting shall be : "For the appropriation of six hundred thousand dollars to the new State House in Springfield," or "[Against the appropriation of six hundred thousand dollars to the new State House in Springfield." And the returns of such votes for and against this law shall be made by the several county clerks of this State within 30 days after said election, to the Secretary of State, and said returns shall, within five days thereafter, be canvassed by the Auditor, Secretary and Treasurer of the State, or any two of them, in the presence of the Governor, and proclamation shall be forthwith made by the Governor of the result of the canvass."

And the question being on a motion to lay said proposed additional section on the table, it was voted and decided that said proposed amendment lie upon the table ; and said bill was thereupon ordered to a third reading, without said amendment being made a part thereof.

The reasons for our dissent and protest are as follows :

1st. We believe that the location of the seat of government at Springfield has been and still is the cause of great dissatisfaction to a large number of the people of the State, and that the erection of the new State House, which has been commenced at Springfield, will, if completed, tend to fasten the location of the seat of government at Springfield against the wishes of the people.

2d. We believe that the grounds upon which the new State House is located are totally unfit for the site of so important a building, and that the constantly increasing dissatisfaction of the people therewith will ultimately lead to the removal of the seat of government to some other and more desirable locality.

3d. We believe that the new State House, now in process of construction, will require an expenditure of from six to eight millions of dollars to finish and furnish the same in a style in accordance with the original plan and design of the building ; and, inasmuch as the constitution forbids the appropriation of more than \$3,500,000 without a vote of the people, we believe that a vote of the people will ultimately be required to authorize the necessary appropriations to be made ; we therefore believe that before any further appropriations are made, a vote of the people should be taken whether the building already commenced shall be completed or not.

4th. We believe that the appropriation of the sum of six hundred thousand dollars, in the manner proposed in said bill, and without consulting the people, will not, in any degree, allay the great and increasing dissatisfaction which exists in relation to the location of the seat of government at Springfield, and the erection of the new State House on the site where it has been commenced, and in our judgment the public interests require that said appropriation should be withheld or submitted to the people for approval or rejection.

5th. We call attention to the fact that the city of Peoria, which is represented to be nearer the center of population, commerce and wealth of the State than the city of Springfield, has proposed to indemnify the State against loss in case the seat of government be removed to that city, and that a bill is now pending in this House to submit the question of such removal to the people. We also call attention to the fact that a vote of the people has never been taken in regard to the location or re-location of their State Capital, which, in our opinion, ought to be done before the seat of government be permanently located.

6th. We believe that with the proposed appropriation of \$600,000 the new State House cannot be far enough advanced towards completion in time to accommodate the General Assembly at its next biennial session, and that a vote of the people can be had upon the question of the re-location of the seat of government before the final adjournment of this General Assembly, and that no serious detriment can accrue to the State from a postponement of such appropriation until after such vote shall have been taken.

Wherefore, for the reasons stated, we believe it to be our duty, as the representatives of the people, to thus protest, and we do hereby dissent from and protest against the action of this House in laying said amendment on the table, and in

that manner refusing to submit the question to the people of the State whether or not such appropriation should be made; and we claim the right, under the constitution, to have this our protest, and the reasons of our dissent from the said action of this House, entered upon its journal.

Dated at the Hall of the House of Representatives, this 7th day of April A. D. 1871.

| | |
|---------------------|--------------------|
| C. A. Roberts, | R. P. Derrickson, |
| J. H. Jones, | Geo. W. Armstrong, |
| T. M. Morse, | E. M. Haines, |
| A. M. Cavan, | A. S. Rowley, |
| M. Langston, | Nathan Williams, |
| Levi North, | R. S. Williamson, |
| Robert Hunter, | William Vocke, |
| Robert A. King, | W. K. Sullivan, |
| Miles A. Fuller, | J. F. Latimer, |
| George W. Herdman, | Samuel Caldwell, |
| O. F. Price, | John T. Morgan, |
| S. F. Fleharty, | Philip Collins, |
| Jonas W. Olson, | M. J. Braiden, |
| Wm. M. Whitney, | John Morris, |
| R. M. Pritchard, | D. S. Efner, |
| Wm. Massenberg, | J. N. McElvain, |
| Geo. J. Richardson, | L. Mussetter, |
| J. S. Lee, | James Manley, |
| James Shaw, | John W. Ross, |
| John Humphrey, | B. Edgcomb, |
| Norman H. Ryan, | S. T. Shelton, |
| James M. Rice, | W. S. Brooks, |
| W. A. M. Crouch, | S. S. Benson, |
| Wm. McElwee, | William B. Dodge, |
| A. L. Morrison, | Anson L. Clark, |
| Jos. Reinhardt, | E. H. Johnston, |
| A. H. Burley, | Arthur Dixon, |
| J. L. Campbell, | Ira B. Hall, |
| Robert H. Foss, | J. G. Phillips, |
| P. F. Remsberg, | S. P. Cummings, |
| J. W. Heafield, | Thos. J. Turner, |
| H. C. Senne, | Carlile Mason. |

Mr. Campbell moved that when the House adjourns it will adjourn until 3 o'clock P. M. Monday, April 10th, 1871.

Mr. Morrison of Monroe moved to amend the motion of Mr. Campbell, by making the hour of adjournment 9 o'clock A. M. to-morrow.

Mr. Barnes at 5:25 o'clock P. M. moved that the House do now adjourn.

Which was decided in the affirmative, { Yeas.....71
 Nays64

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---------------------|--------------------------|-----------------|
| Messrs. Adams, | Messrs. Casey of Shelby, | Messrs. Galtes, |
| Allen, | Cloud of Morgan, | Galbraith, |
| Armstrong, | Cofer, | Gillham, |
| Ayres, | Cunningham, | Hall, |
| Barnes, | Curtiss, | Hawes, |
| Berry, | Daniels, | Hay, |
| Boyd, | Davis, | Hinchcliffe, |
| Briscoe, | Dwight, | Hundley, |
| Brown of Bond, | Easley, | Hunter, |
| Brown of Massac, | Esner, | Jeffries, |
| Carle, | Egan, | Kelly, |
| Cary, | Elder, | Kenny, |
| Casey of Jefferson, | Fouke, | King of Jersey, |

Messrs. Langston,
McMasters,
McMillan,
Meeker,
Merritt,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Neece,
Nelson,

Messrs. North,
Powell,
Ralls,
Reise of Logan,
Remsberg,
Rice of Sangamon,
Rich,
Roberts,
Roe,
Roessler,
Shaw,

Messrs. Short,
Smith of Ogle,
Springer,
Stillwell,
Taylor,
Townsend,
Vocke,
Webb,
Whitney,
Williams,

Those voting in the negative are,

Messrs. Braiden,
Brayton,
Brook,
Caldwell,
Campbell,
Carpenter,
Chandler,
Cloud of Macoupin,
Collins,
Crouch,
Dixon,
Dodge,
Edgcomb,
Finley,
Fleaharty,
Foss,
Frew,
Fuller,
Funk,
Gass,
Goodell,
Haines,

Messrs. Herdman,
Hickox,
Humphrey,
Johnston,
Jones of Crawford,
Koerner,
Latimer,
Lee,
Manley,
McConnell,
Miller of Kane,
Moffit,
Morrill,
Morse,
Mussotter,
Olson,
Phelps,
Pixley,
Price,
Reese,
Reinhardt,

Messrs. Rice of Peoria,
Riggs,
Rives,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Sheldon of Champaign,
Sheldon of Warren,
Sherrill,
Strong,
Sullivan,
Vennum,
Waite,
Waters,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the House adjourned.

SATURDAY, APRIL 8, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. McLean.

The journal of yesterday was read.

On motion of Mr. Carle,

The rules were suspended, and

Senate bill, No. 249, for "An act to regulate the time of holding courts in the Eighth Judicial Circuit,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Roessler,

The rules were suspended, and

Senate bill, No. 255, for "An act to define the Seventeenth, Twentieth and Twenty-seventh Judicial Circuits, and to fix the times of holding courts therein,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Williams,

The rules were suspended, and

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 108
Nays 3

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Ayres, Barnes, Berry, Boyd, Braidon, Briscoe, Brown of Bond, Caldwell, Campbell, Carle, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Cloud of Macoupin, Cloud of Morgan, Cofer, Collins, Crouch, Curtiss, Daniels, Davis, Dodge, Dwight, Easley, Edgcomb, Ehner, Egan, Elder, Finley, Fleharty, Fuller, Funk, Gaines, Galbraith, | Messrs. Gass, Hall, Haines, Hawes, Hay, Headfield, Herdman, Hildrup, Humphrey, Hundley, Hunter, Johnston, Jones of Crawford, Kelly, Kenny, King of Jersey, Koerner, Langston, Latimer, Lee, Manley, McConnell, McElwee, McMillan, Merritt, Miller of Kane, Miller of Madison, Moffit, Morgan, Morrill, Morris, Morse, Massetter, Neece, North, Phillips, | Messrs. Pixley, Powell, Pritchard, Price, Ralls, Reese, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Roe, Roessler, Ross, Rowley, Ryan, Sanford, Schwaris, Shaw, Sheldon of Champaign, Shelton of Warren, Sherrill, Smith of Ogle, Springer, Stillwell, Townsend, Vennum, Waters, Webb, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|---|--|

Those voting in the negative are,

Mr. Frew, Mr. Morrison of Monroe, Mr. Olson,

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Williams,

The rules were suspended, and

Senate bill, No. 204, for "An act to avoid inconveniences arising from changing the times of holding the terms of courts,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 109
Nays 00

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Ayres, Barnes, Berry, Boyd, Braidon, Brown of Bond, Brown of Massac, Caldwell, | Messrs. Campbell, Carle, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Cloud of Macoupin, Cloud of Morgan, | Messrs. Cofer, Collins, Crouch, Curtiss, Daniels, Davis, Dodge, Dwight, Easley, |
|---|--|---|

Messrs. Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hildrup,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Koerner,
Langston,

Messrs. Latimer,
Lee,
Manley,
McConnell,
McElwee,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Monroe,
Morse,
Musselter,
Neece,
North,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reise of Logan,
Rice of Peoria,

Messrs. Rice of Sangamon,
Rives,
Roberts,
Roe,
Roessler,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Townsend,
Vennum,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the clerk inform the Senate thereof.

On motion of Mr. Dodge,
The rules were suspended, and,
Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"
Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Williamson,
The rules were suspended, and
House bill, No. 482, for "An act relating to sales under powers,"
Was taken up and read a third time.
And the same and all the amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 95
Nays 17

Those voting in the affirmative are,

Messrs. Adams,
Ayres,
Barnes,
Barr,
Berry,
Bralden,
Brown of Bond,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Coser,
Collins,
Curtiss,
Davis,

Messrs. Dodge,
Dwight,
Easley,
Edgcomb,
Efner,
Egan,
Fleharty,
Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Gass,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hildrup,
Humphrey,
Hundley,

Messrs. Hunter,
Johnston,
Kelley,
Kenny,
King of Jersey,
Koerner,
Latimer,
Lee,
Mayo,
McConnell,
McMillan,
Merritt,
Miller of Kane,
Morgan,
Morrill,
Morris,
Morse,
Neece,
North,
Olson,
Phillips,
Pixley,

Messrs. Pritchard,
Price,
Reese,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Roberts,
Roessler,
Ross,

Messrs. Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,

Messrs. Strong,
Townsend,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Boyd,
Elder,
Jones of Crawford,
Langston,
Manley,
McElwee,

Messrs. Miller of Madison,
Moffit,
Morrison of Monroe,
Musetter,
Ralls,
Rives,

Messrs. Rodgers of Platt,
Roe,
Shelton of Warren.
Vennum,
Mr. Speaker.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Neece,
The rules were suspended, and
Senate bill, No. 237, for "An act to repeal an act therein named,"
Was taken up, read a first time, and
Ordered to a second reading.

Leave of absence was granted Messrs. Waite and Daniels.

On motion of Mr. Roe,
The rules were suspended, and
Senate bill, No. 168, for "An act to appropriate money to the State Normal University, for the next two years,"
Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Wright,
The rules were suspended, and
Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University,"
Was taken from the committee of the whole and placed in the order of unfinished business.

Mr. Moffit moved that the rules be suspended, in order to take up from the committee of the whole House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

Which motion was not agreed to.

On motion of Mr. Campbell,
The rules were suspended, and
Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'"

Was taken up, and read a second time.

Mr. Campbell moved that the rules be suspended and the bill be ordered to a third reading; which motion was not agreed to.

On motion of Mr. Roberts,

The bill was referred to the committee of the whole, and 300 copies of the same ordered printed.

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Roe proposed the following alteration in the order of business:

It is ordered and directed by the House that hereafter the following shall be the order of business:

1. Reading of the journal.
2. Petitions.
3. Senate bills on third reading.
4. House bills on third reading.
5. Senate bills on second reading.
6. House bills on second reading.
7. Senate messages and bills on first reading.
8. House bills on first reading.
9. Reports of standing committees.
10. Reports of select committees.
11. Unfinished business and messages on Speaker's desk.
12. Introduction of bills [see rule 11].
13. Committee of the whole for consideration of bills on third reading.
14. Resolutions.

Which laid over for future consideration.

Mr. Campbell moved that the rules be suspended in order to take up from the committee of the whole, House bill, No. 259, for "An act to regulate the publication of the Reports of the Supreme Court;" which motion was not agreed to.

Leave of absence was granted to Mr. Daniels.

Mr. Curtiss gave notice of the following proposed new rule:

"That the roll of the House be called in alphabetical order, beginning on Tuesday next, at 11 o'clock A. M.; and that the call be proceeded with from day to day until completed; and that each member, when called, be allowed to call up any one bill for consideration, and have it read a first, or second, or third time, or put upon its final passage, or otherwise disposed of."

At 11:30 o'clock A. M., Mr. Haines moved that the House do now adjourn.

Which was decided in the negative, { Yeas..... 38
Nays..... 70

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Braiden,
Cavan,
Chandler,
Crouch,
Davis,
Edgcomb,
Egan,
Fleharty,
Fuller,
Funk,
Haines,
Hawes,
Headfield,

Messrs. Herdman,
Humphrey,
Johnston,
King of Jersey,
Langston,
Lee,
Manley,
Mayo,
Morgan,
Morris,
Musetter,
North,
Olson,

Messrs. Pritchard,
Price,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Ross,
Rowley,
Sanford,
Smith of Ogle,
Whitney,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Ayres,
Barnes,
Barr,
Berry,
Boyd,
Briscoe,
Brown of Bond,
Brown of Massac,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Curtiss,
Dwight,
Easley,
Efner,
Elder,
Finley,
Frew,

Messrs. Gaines,
Galbraith,
Hay,
Hildrup,
Hinchcliffe,
Hundley,
Jones of Crawford,
Kelley,
Kenny,
Koerner,
McConnell,
McElwee,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morrill,
Morrison of Monroe,
Morre,
Neece,
Nelson,

Messrs. Phillips,
Pixley,
Powell,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Roe,
Roessler,
Ryan,
Sage,
Schwartz,
Sheldon of Champaign,
Springer,
Stillwell,
Strong,
Townsend,
Vennum,
Waters,
Webb,
Williams,
Williamson,
Wight.

So the House refused to adjourn.

Mr. Springer moved that the rules be suspended in order to take up and read a second time, House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House."

Mr. Olson, at 11:45 o'clock A. M., moved that the House do now adjourn.

Which was decided in the negative, { Yeas..... 82
Nays 71

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Braiden,
Caldwell,
Campbell,
Cavan,
Crouch,
Edgcomb,
Fleharty,
Fuller,
Haines,
Headfield,
Herdman,

Messrs. Hunter,
Johnston,
King of Jersey,
Lee,
Manley,
Morgan,
Morris,
North,
Olson,
Price,
Rice of Peoria,

Messrs. Roberts,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Shelton of Warren,
Whitney,
Williamson,
Wright.

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Boyd,
Briscoe,
Brown of Bond,
Brown of Massac,

Messrs. Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,

Messrs. Curtiss,
Dwight,
Easley,
Efner,
Elder,
Finley,
Frew,
Gaines,
Galbraith,
Gass,

Messrs. Hay,
Hinchcliffe,
Hundley,
Jones of Crawford,
Kelley,
Kenny,
Koerner,
Mayo,
McConnell,
McElwee,
McMillan,
Meeker,
Merritt,
Miller of Kane,

Messrs. Miller of Madison,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,
Pritchard,
Ralls,
Reese,
Rives,
Rodgers of Platt,
Roe,

Messrs. Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Stillwell,
Townsend,
Vennum,
Waters,
Webb,
Williams,
Wight.

So the House refused to adjourn.

The question recurring upon the motion of Mr. Springer to suspend the rules,

It was decided in the affirmative, { Yeas..... 78
Nays 33

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Caldwell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Coker,
Collins,
Curtiss,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,

Messrs. Frew,
Gaines,
Galbraith,
Gass,
Haines,
Hay,
Headfield,
Herdman,
Hildrup,
Hinchcliffe,
Hundley,
Jones of Crawford,
Kelly,
Kenny,
Koerner,
Langston,
Manley,
Mayo,
McConnell,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Moffit,
Morrill,

Messrs. Morrison of Monroe,
Morse,
Neece,
Nelson,
Olson,
Pixley,
Powell,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Rives,
Roe,
Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Springer,
Stillwell,
Strong,
Taylor,
Townsend,
Vennum,
Waters,
Webb,
Wight.

Those voting in the negative are,

Messrs. Braiden,
Campbell,
Cavan,
Crouch,
Davis,
Efner,
Egan,
Fleharty,
Fuller,
Hunter,
Johnston,

Messrs. King of Jersey,
Latimer,
Lee,
McElwee,
Morgan,
Morris,
Musetter,
North,
Pritchard,
Price,
Rice of Peoria,

Messrs. Roberts,
Roe,
Rowley,
Ryan,
Sanford,
Shaw,
Shelton of Warren,
Smith of Ogle,
Whitney,
Williams,
Williamson.

So the rules were suspended.

Mr. Roberts, at 12:30 o'clock P. M., moved that the House do now adjourn.

Which was decided in the negative, { Yeas..... 41
Nays 66

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Braiden, Caldwell, Campbell, Carpenter, Cavan, Crouch, Edgcomb, Fleaharty, Hall, Haines, Headfield, Herdman, Hildrup, Hunter, | Messrs. Johnston, Kenney, King of Jersey, Langston, Latimer, Lee, Manley, McElwee, Morgan, Morris, Morse, Musetter, North, Olson, | Messrs. Phillips, Pritchard, Price, Rice of Peoria, Roberts, Ross, Rowley, Ryan, Sanford, Shaw, Whitney, Williams, Williamson. |
|---|---|---|

Those voting in the negative are,

| | | |
|---|---|--|
| Messrs. Adams, Allen, Ayres, Barnes, Barr, Berry, Briscoe, Brown of Bond, Carle, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Cofer, Collins, Curtiss, Dwight, Easley, Elder, Finley, | Messrs. Frew, Fuller, Gaines, Galbraith, Gass, Hay, Hinchcliffe, Hundley, Jones of Crawford, Kelly, Koerner, Mayo, McConnell, McMillan, Meeker, Merritt, Miller of Kane, Miller of Madison, Moffit, Morrill, Morrison of Monroe, Neece, | Messrs. Nelson, Powell, Ralls, Reese, Rice of Sangamon, Rich, Rives, Rodgers of Platt, Roe, Roessler, Sage, Schwartz, Sheldon of Champaign, Smith of Ogle, Springer, Stillwell, Taylor, Townsend, Vennum, Waters, Webb, Wight. |
|---|---|--|

So the House refused to adjourn.

Mr. North moved that the reading of the bill, for which the rules had been suspended, be now postponed until half-past eleven o'clock A. M. on Monday next; upon which motion,

Mr. Rice of Sangamon moved the previous question.

And the question being, "Shall the main question be now put?" it was agreed to.

The question recurring upon the motion of Mr. North, to postpone the reading of the bill until half-past eleven o'clock on Monday next; it was not agreed to.

Whereupon,

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House,"

Was read a second time.

Mr. Campbell proposed the following amendment to said bill :

Strike out of section one, all between the word "Senate," where it first occurs, and the word "Representatives," where it occurs the second time, and insert the following : "To be appointed as provided by the rules of the Senate, and the five members of the House of Representatives already appointed under a resolution of the House of Representatives directing an investigation into matters pertaining to the new State House."

Mr. Morrison of Monroe moved that said amendment be laid upon the table.

And the question being, "Will the House agree thereto?"

It was decided in the affirmative, { Yeas 55
Nays 39

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Curtiss,
Dwight,

Messrs. Easley,
Elder,
Finley,
Frew,
Fuller,
Galnes,
Hay,
Hinchcliffe,
Hundley,
Jones of Crawford,
Kelley,
Mayo,
McConnell,
McMillan,
Meeker,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Neece,
Nelson,
Phillips,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Sage,
Schwartz,
Springer,
Stillwell,
Taylor,
Vennum,
Waters.

Those voting in the negative are,

Messrs. Braiden,
Caldwell,
Campbell,
Cavan,
Crouch,
Davis,
Efner,
Fleharty,
Hall,
Haines,
Heafield,
Herdman,
Hildrup,

Messrs. Hunter,
Johnston,
Kenny,
King of Jersey,
Langston,
Lec,
Manley,
McElwee,
Morgan,
Morse,
Mussetter,
North,
Olson,

Messrs. Pixley,
Pritchard,
Price,
Rice of Peoria,
Rives,
Ryan,
Sanford,
Shaw,
Shelton of Warren,
Smith of Ogle,
Whitney,
Williams,
Williamson.

So the amendment was laid upon the table.

Mr. Rice of Sangamon moved that 500 copies of the bill be ordered printed, and that the same be ordered to a third reading.

Mr. Haines called for a division of the question.

And the question being upon the motion to print,

Mr. Roberts, at 1:15 o'clock P. M., moved that the House do now adjourn, and

The vote was taken thereon, { Yeas 6
Nays 61

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Caldwell,
Fuller,

Messrs. Haines,
Roberts,

Messrs. Ryan,
Shelton of Warren.

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Curtiss,
Dwight,

Messrs. Easley,
Elder,
Finley,
Frew,
Galbraith,
Gass,
Hay,
Hinchcliffe,
Jones of Crawford,
Kelley,
Koerner,
Mayo,
McConnell,
McMillan,
Meeker,
Miller of Kane,
Miller of Madison,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Pixley,
Powell,
Ralls,
Reese,
Rice of Sangamon,
Rich,
Rodgers of Platt,
Roe,
Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Springer,
Stillwell,
Taylor,
Townsend,
Vennum,
Waters,
Wright.

Mr. Cary moved a call of the House, and that absentees be sent for.
 Mr. Campbell demanded a division of the question.

And the question being, "Shall a call of the House be ordered?"

A vote was taken thereon, { Yeas. 45
 { Nays 14

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Allen, Barnes, Barr, Briscoe, Brown of Bond, Brown of Massac, Carle, Cary, Casey of Jefferson, Casey of Shelby, Cloud of Macoupin, Cloud of Morgan, Curtiss, Dwight, | Messrs. Hasley, Elder, Frew, Gaines, Galbraith, Gass, Jones of Crawford, Kelly, Koerner, Mayo, McMillan, Miller of Madison, Moffit, Morrison of Monroe, Neece, | Messrs. Nelson, Powell, Ralls, Reese, Rice of Sangamon, Rich, Roe, Roessler, Sage, Schwartz, Stewart, Stillwell, Vennum, Waters, Wight. |
|---|--|---|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Ayres, Caldwell, Campbell, Collins, Manley, | Messrs. McConnell, Miller of Kane, North, Roberts, Ryan, | Messrs. Shelton of Warren, Townsend, Williams, Williamson. |
|---|--|---|

There being no quorum present, the Chair stated it as his opinion that the House was adjourned, and thereupon the members dispersed.

MONDAY, APRIL 10, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Dr. Hale.

The Clerk read the journal of Saturday.

Mr. King of Cook gave the following notice :

I give notice that to-morrow morning, or as soon thereafter as I can be heard on the subject, I shall move that an additional rule be adopted, as follows :

"No member of this House shall speak, on any subject before the House or in committee of the whole, longer than ten minutes, nor more than once, unless by unanimous consent."

Leave was granted Mr. Phillips to sign the protest entered on the journal on the 7th inst.

Mr. Fleharty presented two petitions from sundry citizens of Mercer county, praying for the abolishment of the office of school superintendent ; which were

Referred to the committee on education.

Mr. Briscoe presented a petition from sundry citizens of Westfield, Clark county, praying for the passage of such a law as will make liquor sellers, and the owners of real estate where liquor is sold as a

beverage, each personally and pecuniarily responsible for damages done by the sale of intoxicating drinks ; which was

Referred to the select committee on temperance.

Mr. Clow presented a petition from 215 citizens of Will county, in favor of the removal of the capital from the city of Springfield to the city of Peoria ; which was.

Laid upon the table.

Mr. Campbell moved that the rules be suspended, in order to take up Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof," in order that it may be read a second time,

Which was decided in the affirmative, { Yeas..... 76
Nays 33

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Berry,
Boyd,
Bralden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Edgcomb,
Ehler,
Egan,
Fleharty,
Frew,
Fuller,
Galloway,
Gass,

Messrs. Hall,
Haines,
Heasfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Mason,
McConnell,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Olson,
Phelps,
Phillips,
Pixley,

Messrs. Powell,
Pritchard,
Price,
Rice of Peoria,
Richardson,
Roberts,
Roe,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Townsend,
Vennum,
Walte,
Waters,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Briscoe,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,

Messrs. Dwight,
Easley,
Elder,
Finley,
Gaines,
Galbraith,
Hundley,
Jones of Crawford,
Koerner,
McMillan,
Meeker,

Messrs. Morrill,
Morrison of Monroe,
Neece,
Nelson,
Reese,
Rice of Sangamon,
Rich,
Rives,
Sage,
Springer,
Taylor.

So the rules were suspended, and

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"

Was taken up, read a second time, and

Mr. Burley moved that 250 copies of the same be printed, and the further consideration of the bill be postponed until 10½ o'clock A. M. to-morrow, April 11th, and made the special order for that hour.

Which was decided in the affirmative, { Yeas.....61
 Nays.....51

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Braiden,
 Brayton,
 Brooks,
 Burley,
 Caldwell,
 Campbell,
 Cavan,
 Clark of Kane,
 Clow,
 Crouch,
 Davis,
 Edgcomb,
 Efner,
 Egan,
 Fleharty,
 Fuller,
 Galloway,
 Hall,
 Haines,
 Heafield,
 Herdman,

Messrs. Hildrup,
 Hinchliffe,
 Humphrey,
 Hunter,
 Johnston,
 King of Cook,
 King of Jersey,
 Langston,
 Latimer,
 Lee,
 Manley,
 Mason,
 McElwee,
 Morgan,
 Morris,
 Morrison of Cook,
 Morse,
 Mussetter,
 North,
 Olson,

Messrs. Phelps,
 Phillips,
 Pritchard,
 Price,
 Rice of Peoria,
 Roberts,
 Root,
 Ross,
 Ryan,
 Sanford,
 Shaw,
 Shelton of Warren,
 Smith of Ogle,
 Stillwell,
 Strong,
 Waite,
 Whitney,
 Williams,
 Williamson,
 Wight.

Those voting in the negative are,

Messrs. Adams,
 Allen,
 Ayres,
 Barnes,
 Barr,
 Berry,
 Boyd,
 Briscoe,
 Brown of Massac,
 Carle,
 Cary,
 Casey of Jefferson,
 Casey of Shelby,
 Cloud of Macoupin,
 Cloud of Morgan,
 Cofer,
 Collins,

Messrs. Curtiss,
 Dwight,
 Easley,
 Elder,
 Finley,
 Frew,
 Gaines,
 Galbraith,
 Hay,
 Hundley,
 Jones of Crawford,
 Kelley,
 Koerner,
 Mayo,
 McConnell,
 McMillan,
 Meeker,

Messrs. Morrill,
 Morrison of Monroe,
 Neece,
 Nelson,
 Pixley,
 Powell,
 Reese,
 Rice of Sangamon,
 Rich,
 Richardson,
 Rives,
 Roe,
 Sage,
 Sheldon of Champaign,
 Springer,
 Taylor,
 Waters.

So 250 copies of the same were ordered printed, and the consideration of the bill was postponed and made the special order for 11 o'clock A. M. to-morrow.

Mr. Waite moved that the rules be suspended in order to take from the committee of the whole and order to a third reading, House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns, in this State, to exercise the power of eminent domain,"

Which was decided in the negative, { Yeas..... 62
 Nays 50

And the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Braiden,
 Brayton,
 Burley,
 Caldwell,
 Campbell,
 Cary,
 Cavan,
 Clow,
 Crouch,
 Davis,
 Edgcomb,
 Efner,
 Egan,
 Fleharty,

Messrs. Fuller,
 Gass,
 Galloway,
 Hall,
 Haines,
 Heafield,
 Herdman,
 Hildrup,
 Humphrey,
 Hunter,
 Johnston,
 King of Cook,
 King of Jersey,
 Koerner,

Messrs. Langston,
 Latimer,
 Lee,
 Manley,
 Mason,
 Morgan,
 Morris,
 Morrison of Cook,
 Mussetter,
 North,
 Olson,
 Phelps,
 Phillips,
 Pritchard,

**Messrs. Walte,
Waters,
Whitney,
Williams,
Williamson,
Wight.**

**Messrs. Morse,
Neece,
Nelson,
Pixley,
Powell,
Reese,
Rice of Sangamon,
Rich,
Rives,
Roe,
Sage,
Sheldon of Champaign,
Springer,
Strong,
Taylor,
Townsend.**

**Messrs. Pixley,
Powell,
Price,
Reinhardt,
Richardson,
Roberts,
Ross,
Sage,
Sheldon of Champaign,
Smith of Ogle,
Springer,
Stillwell,
Vennum,
Waters,
Williamson,
Wight,
Mr. Speaker.**

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barr,
Boyd,
Caldwell,
Carle,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Clow,
Cofer,
Crouch,
Curtiss,
Efner,
Elder,

Messrs. Finley,
Fleharty,
Fuller,
Hall,
Herdman,
Hinchcliffe,
Hundley,
Johnston,
Jones of Crawford,
King of Jersey,
Latimer,
McElwee,
Meeker,
Neece,
Nelson,
Phillips,

Messrs. Pritchard,
Reese,
Rice of Peoria,
Rich,
Rives,
Roe,
Root,
Ryan,
Sanford,
Shaw,
Strong,
Taylor,
Townsend,
Waite,
Whitney,
Williams.

So the substitute for the amendment was laid on the table.

The question recurring upon the adoption of the following amendment, submitted by Mr. Sanford, to section 29 :

“Provided, the owners, agents or occupants of any land through or on which any drain, ditch or levee shall be constructed, shall have the right, under the direction of said commissioners, to construct said drain, ditch or levee at their own cost and charges, or at least so much thereof as shall be assessed as benefits against such lands; and in case the same be constructed by such owner, agent or occupant, no taxes shall be entered or extended on the tax books against such lands for such improvement.”

Mr. Barnes moved that said amendment be laid on the table.

Which was decided in the negative, { Yeas 31
Nays 69

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barnes,
Berry,
Braidon,
Briscoe,
Casey of Jefferson,
Edgcomb,
Galloway,
Haines,
Hay,
Humphrey,

Messrs. Hunter,
King of Cook,
Langston,
Latimer,
Lee,
Manley,
Mayo,
Morgan,
Musetter,
Phillips,

Messrs. Powell,
Price,
Richardson,
Ross,
Sage,
Sanford,
Schwartz,
Strong,
Vennum,
Wight.

Those voting in the negative are,

Messrs. Allen,
Barr,
Boyd,
Brayton,
Brown of Massac,
Caldwell,
Carle,
Cary,
Casey of Shelby,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Curtiss,
Daniels,
Davis,
Dwight,
Efner,
Egan,
Elder,

Messrs. Finley,
Fleharty,
Frew,
Fuller,
Gaines,
Galbraith,
Hall,
Headfield,
Herdman,
Hildrup,
Hinchcliffe,
Hundley,
Johnston,
Jones of Crawford,
Kelley,
King of Jersey,
McConnell,
McElwee,
McEwen,
McMillan,
Miller of St. Clair,
Morris,
Morrison of Cook,

Messrs. Morse,
Neece,
Nelson,
Olson,
Phelps,
Pixley,
Pritchard,
Ralls,
Reese,
Reinhardt,
Rice of Sangamon,
Rives,
Roberts,
Roe,
Ryan,
Shaw,
Springer,
Taylor,
Townsend,
Waters,
Whitney,
Williams,
Williamson,

So the House refused to lay said amendment on the table.

The question recurring upon the adoption of said amendment, Mr. Rice of Peoria submitted the following substitute for said amendment:

“Provided, the owner, agent or occupant of any land through or on which any drain, ditch or levee shall be constructed, shall have the right, under the direction of said commissioners, within such time as they shall prescribe, to construct such drain, ditch or levee, or any part thereof, at his own cost; and in case he shall so construct the same, he shall be allowed for the value thereof upon his assessment.”

Pending the consideration of which,

On motion of Mr. Phillips,

The House, at 12:35 o'clock P. M., adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The question recurring upon the adoption of the substitute of Mr. Rice of Peoria, it was agreed to.

On motion of Mr. King of Cook,

The vote was reconsidered by which section 47 was adopted; whereupon,

By leave, Mr. Johnston withdrew said section.

Mr. Rice of Peoria moved that sections 45 and 46 be stricken out; which motion was not agreed to.

On motion of Mr. Haines,

The title was amended, by adding the words “and protection,” after the word “construction.”

Whereupon, the bill, as amended, was ordered to a third reading.

Mr. Curtiss submitted the following:

Mr. Speaker: On to-morrow, or on some day of the session thereafter, I will offer for adoption, in relation to the order of business of the House, the following:

“That the roll of the House be called in alphabetical order, and that the call be proceeded with from day to day, beginning at 11 o'clock A. M., until completed; and that each member be allowed, when his name is called, to call up one bill for consideration, and have it read a first time, or a second time, or a third time, and put on its final passage, or otherwise disposed of.”

On motion of Mr. Root,

The rules were suspended, and

The following bills were taken from the committee of the whole; and ordered to a third reading:

Senate bill, No. 136, for “An act relative to public parks and boulevards,” also,

Senate bill, No. 142, for “An act to provide for the enlargement and completion of public parks and the management thereof,” also,

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards."

Unfinished business being still in order,

On motion of Mr. Sheldon,

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University,"

Was taken up, and

Ordered to a third reading.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 74, for "An act making appropriations for the re-erection of the south wing of the Deaf and Dumb Institution, at Jacksonville."

Senate bill, No. 166, for "An act to prevent unjust discrimination and extortions in the rates to be charged by the different railroads in this State, for the transportation of freight on said roads."

On motion of Mr. Easley,

The rules were suspended, and

House bill, No. 237, for "An act for the removal of county seats,"

Was taken from the committee of the whole, and

Ordered to a third reading.

Mr. Frew moved that the rules be suspended, in order to take from the committee of the whole House bill, No. 332, for "An act to provide a general system for the election of directors or managers of incorporated companies;" which motion was not agreed to.

On motion of Mr. Morrison of Cook,

The rules were suspended, and

House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes of the year 1870,"

Was taken up and read a second time.

On motion of Mr. Morrison of Cook,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Frew called up his proposed new rule, which was,

On motion of Mr. Crouch,

Referred to the committee on rules.

On motion of Mr. Burley,

The rules were suspended, and

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary,"

Was taken up, read a second time, and,

On motion of Mr. Morrison of Monroe,

Referred to the committee of the whole.

On motion of Mr. Egan,
The rules were suspended, and
House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State Government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up.

And the question being upon taking the bill from the committee of the whole, and ordering the same to a third reading,

Mr. Roe called for a division of the question.

The question being upon taking the bill from the committee of the whole, it was agreed to.

The question being upon ordering the bill to a third reading, it was agreed to.

Unfinished business still being in order,

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House,"

Was taken up, and

Ordered to a third reading, and 500 copies of the same ordered printed.

On motion of Mr. Haines,
The rules were suspended, and
House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain,"

Was taken from the committee of the whole, and placed in the order of unfinished business.

On motion of Mr. Hay,
The rules were suspended, and
House bill, No. 378, for "An act to direct the payment of the tolls and rents received from the Little Wabash River improvement into the State Treasury, to provide for a survey of the Little Wabash River, and legalize certain acts therein named,"

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Oloud of Morgan,
The rules were suspended, and
Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Was taken up and read a second time.

The rules were further suspended, and the bill was ordered to a third reading.

On motion of Mr. Hildrup,
The rules were suspended, and
Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been
rinted,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 103
 { Nays 9

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Adams, Ayres, Berry, Boyd, Braidon, Brayton, Briscoe, Brooks, Brown of Massac, Burley, Caldwell, Campbell, Cary, Casey of Shelby, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Curtiss, Daniels, Davis, Dwight, Edgcomb, Efner, Egan, Finley, Fleharty, Frew, Fuller, Gaines, Galbraith, Gass, | Messrs. Galloway, Hall, Haines, Hay, Herdman, Hildrup, Humphrey, Hundley, Hunter, Johnston, Jones of Crawford, Jones of Marshall, Kelly, Kenney, King of Cook, King of Jersey, Koerner, Latimer, Lee, Mason, McConnell, McElwee, McEwen, McMillan, Miller of St. Clair, Moffit, Morgan, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Neece, North, Olson, | Messrs. Phelps, Phillips, Pixley, Powell, Pritchard, Ralls, Reinhardt, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Rives, Roberts, Roe, Root, Ross, Ryan, Schwartz, Shaw, Sheldon of Champaign, Shelton of Warren, Smith of Ogle, Springer, Stillwell, Strong, Taylor, Townsend, Vennum, Waters, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|--|--|

Those voting in the negative are,

| | | |
|------------------------------------|--|--|
| Messrs. Allen, Carle, Cavan, | Messrs. Elder, Langston, Manley, | Messrs. Morse, Mussetter, Reese, |
|------------------------------------|--|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the
enate thereof.

On motion of Mr. Schwartz,

The rules were suspended, and

Senate bill, No. 193, for "An act to appoint commissioners to con-
struct the Southern Illinois Insane Asylum and the Southern Illi-
nois Normal University,"

Was taken up, read a second time, and

Referred to the committee on appropriations.

On motion of Mr. Neece,

The rules were suspended, and

Senate bill, No. 237, for "An act to repeal an act therein named, in
relation to scales,"

Was taken up, and read a second time.

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Dwight moved that the vote be reconsidered by which Senate
bill No. 193 was referred to the committee on appropriations.

On motion of Mr. Campbell,
Said motion was laid on the table.

On motion of Mr. Waite,
The rules were suspended, and

Senate bill, No. 256, for "An act to create and support a State Institution, to be called 'The Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear.'"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Miller of St. Clair,
The rules were suspended, and
Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"
Was taken from the committee of the whole.

Mr. Miller of St. Clair submitted the following amendments, which were adopted :

In section four, in line four, after the word "bond," add the following words: "in double the amount of money that may come into his or their custody from the sale of such commons."

In section five, in line two, after the word "secured," add the following words: "by mortgage or deed of trust on real estate in double the value of such loan."

In section six, in line four, after the word "necessary," add the following words: "but not oftener than once in twelve months."

In same section, in line five, strike out the word "ten," and insert the word "twenty."

In same section, in lines six and seven, strike out the words, "by the publication of such notice, or posting the same up in three," and insert the words, "such notice to be printed and posted up in at least six."

In same section, in line nine, strike out the words, "a majority of the inhabitants qualified to vote at ordinary elections," and insert the words, "two-thirds of all the votes cast at any such elections."

In same section, in line eleven, after the word "commons," add the words, "or of any designated portion thereof."

In same section, in line ten, strike out the word "vote," and insert "be."

The bill, as amended, was ordered to a third reading.

On motion of Mr. Morrison of Cook,
The rules were suspended, and
House bill, No. 559, for "An act to provide for the election of county commissioners,"

Was taken up and read a second time.

Mr. Morrison of Cook moved that the rules be further suspended, and the bill ordered to a third reading.

Which was decided in the negative, { Yeas..... 51
Nays 55

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barnes,
Barr,
Berry,
Boyd,
Briscoe,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Cloud of Morgan,
Cofer,
Dwight,
Edgecomb,
Egan,
Elder,
Finley,
Galloway,

Messrs. Hall,
Haines,
Hay,
Hardman,
Hildrup,
Hinchcliffe,
Jones of Crawford,
Jones of Marshall,
Kelley,
King of Jersey,
Manley,
McElwee,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussetter,

Messrs. Neece,
Nelson,
Phillips,
Ralls,
Reese,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Roe,
Ross,
Sheldon of Champaign,
Springer,
Taylor,
Waite,
Whitney,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Brayton,
Brooks,
Brown of Massac,
Burley,
Campbell,
Clark of Kane,
Cloud of Macoupin,
Collins,
Crouch,
Daniels,
Davis,
Efner,
Fleharty,
Frew,
Fuller,
Gaines,
Gass,

Messrs. Humphrey,
Hunter,
Johnston,
King of Cook,
Koerner,
Langston,
Latimer,
Mayo,
McConnell,
McEwen,
McMillan,
Meeker,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
North,
Olson,
Phelps,

Messrs. Pixley,
Pritchard,
Reinhardt,
Rice of Sangamon,
Rich,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Shelton of Warren,
Short,
Stillwell,
Strong,
Townsend,
Waters,
Williams,
Williamson,
Wight.

So the House refused to suspend the rules.

Whereupon the bill was

Referred to the committee of the whole.

On motion of Mr. Root,

The rules were suspended, and

Senate bill, No. 250, for "An act to secure equality of assessments in school districts,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Jones of Crawford,

The rules were suspended, and

Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. McMillan,

The rules were suspended, and

House bill, No. 372, for "An act regulating the receiving of grain by railroad corporations, and defining the duties of such corporations with respect thereto,"

Was taken from the committee of the whole, and

Ordered to a third reading,

On motion of Mr. McMillan,
The rules were further suspended, and
House bill, No. 372, for "An act regulating the receiving of grain
by railroad corporations, and defining the duties of such corporations
with respect thereto,"
Was taken up, and read a third time,
And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas117
 { Nays 00

Those voting in the affirmative are,

| | | |
|---|---|--|
| Messrs. Adams, Allen, Ayres, Berry, Braidon, Brayton, Briscoe, Brooks, Brown of Massac, Burley, Caldwell, Campbell, Carle, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Curtiss, Daniels, Davis, Dwight, Edgcomb, Efner, Egan, Elder, Finley, Fiehart, Frew, Fuller, Galnea, Galbraith, Gass, | Messrs. Galloway, Hall, Haines, Hay, Heasfield, Herdman, Hildrup, Hinchcliffe, Humphrey, Hundley, Hunter, Johnston, Jones of Crawford, Jones of Marshall, Kelly, Kenny, King of Cook, King of Jersey, Koerner, Langston, Latimer, Lee, Manley, Mason, Mayo, McConnell, McKiwee, McEwen, McMillan, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Cook, Morrison of Monroe, Morse, Musetter, Neece, North, | Messrs. Olson, Phelps, Phillips, Pixley, Powell, Pritchard, Price, Ralla, Reese, Reinhardt, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Rives, Roberts, Rodgers of Platt, Roe, Root, Roma, Ryan, Schwartz, Shaw, Shelton of Warren, Short, Smith of Ogle, Springer, Stillwell, Strong, Taylor, Townsend, Vennum, Walte, Waters, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|---|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform
the Senate thereof, and ask their concurrence therein.

On motion of Mr. Wight,
The rules were suspended, and
Senate bill, No. 30, for "An act relating to county, city, town, town-
ship, school district, and other municipal indebtedness, and to provide
for the funding and payment of the same,"
Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Caldwell,
The rules were suspended, and
House bill, No. 568, for "An act authorizing cities to establish and
maintain free public libraries and reading rooms,"

Was taken up, read a first time, and

Ordered to a second reading, and 500 copies of the same ordered printed.

On motion of Mr. Ryan,

The rules were suspended, and

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Carlin,"

Was taken from the committee of the whole, and

Ordered to a third reading, and,

On motion of Mr. Ryan,

The rules were further suspended, and

House bill, No. 308, for "An act providing for the procurement of the portrait of Ex-Governor Carlin,"

Was read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas..... 94
Nays..... 5

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Barnes,
Berry,
Bralden,
Brayton,
Briscoe,
Brooks,
Burley,
Caldwell,
Campbell,
Carle,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Curtiss,
Davis,
Dwight,
Edgcomb,
Ehner,
Egan,
Elder,
Finley,
Flehart,
Fuller,
Gaines,
Gass,

Messrs. Galloway,
Hall,
Haines,
Hay,
Heaheld,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Koerner,
Latimer,
Lee,
Mason,
Mayo,
McElvain,
Meeker,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Musetter,
Neece,
North,

Messrs. Phelps,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Roe,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Smith of Ogle,
Springer,
Taylor,
Townsend,
Vennum,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. King of Jersey,
McConnell,

Messrs. McElwee,
Morse,

Mr. Reese,

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Introduction of bills being in order,

Mr. Cloud of Morgan introduced

House bill, No. 579, for "An act to incorporate and establish the Illinois Inebriate Asylum, for reformation of inebriates."

Which was referred to the committee on state institutions,

Mr. Cloud of Morgan moved that 500 copies of the bill be ordered printed ; which motion was agreed to.

On motion of Mr. Rice of Sangamon,
The rules were suspended, and
House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal,"
Was taken from the committee of the whole, and
Ordered to a third reading.

On motion of Mr. Rice of Sangamon,
The rules were further suspended, and
House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal,"
Was read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 108
Nays 11

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cronch,
Curtiss,
Davis,
Dwight,
Edgcomb,
Efner,
Egan,
Finley,
Fleharty,
Fuller,
Galbraith,
Gass,

Messrs. Galloway,
Hall,
Haines,
Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kelly,
Kenny,
King of Cook,
Langston,
Latimer,
Lee,
Manley,
Mason,
Mayo,
McElvain,
McMillan,
Meeker,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Musetter,
Neece,
Nelson,
North,
Olson,

Messrs. Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Rodgers of Platt,
Roe,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Springer,
Stillwell,
Taylor,
Veunum,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Boyd,
Carle,
Elder,
Gaines,

Messrs. Herdman,
King of Jersey,
McConnell,
McElwee,

Messrs. McEwen,
Morse,
Roberts.

And it appearing that two-thirds of all the members elected to the House did not so direct, but it appearing that a majority of all the members elected had voted in the affirmative, the vote on said bill

was declared to stand as reconsidered, and subject to amendment, by striking out such parts of said bill as expressed an emergency and time of taking effect.

On motion of Mr. Rice of Sangamon,

Such parts of said bill as expressed an emergency and time of taking effect was stricken out.

And the question again being, "Shall this bill pass?"

It was decided in the affirmative, { Yeas..... 98
Nays 10

Those voting in the affirmative are,

**Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Boyd,
Bralden,
Brayton,
Briscoe,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carey of Shelby,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Davis,
Dwight,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Fuller,**

**Meessrs. Gaines,
Galbraith,
Gass,
Galloway,
Hall,
Haines,
Hay,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Mason,
McElvain,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Musetter,
Neece,
North,**

Messrs. Phelps,
Phillips,
Pixley.
Powell,
Pritchard,
Price,
Reese,
Reinhardt,
Rice of Peoria,
Rice of Sangamon,
Rives,
Roe,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren.
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Taylor,
Townsend,
Waite,
Waters,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

**Measrs. Carle,
Herdman,
Kelley,
King of Jersey.**

**Messrs. McConnell,
McElwee,
McEwen.**

**Messrs. Nelson,
Olson,
Roberts.**

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Moffit,

The rules were suspended, and

House bill, No. 407. for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Moffit,

The rules were further suspended, and

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 107
Nays 2

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Barnes, Barr, Berry, Boyd, Brayton, Caldwell, Campbell, Carle, Casey of Jefferson, Casey of Shelby, Clark of Kane, Cloud of Macoupin, Cloud of Morgan, Clow, Cofar, Collins, Crouch, Davis, Dwight, Edgcomb, Efner, Egan, Finley, Fleharty, Fuller, Gaines, Galloway, Gass, Hall, Haines, Hay, Heafield, Herdman, Hildrup, Hinchcliffe, Humphrey, | Messrs. Hundley, Hunter, Johnston, Jones of Crawford, Jones of Marshall, Kelley, Kenny, King of Cook, King of Jersey, Koerner, Langston, Latimer, Lee, Massenberg, Mason, Mayo, McElvain, McElwee, McMillan, Miller of St. Clair, Moffit, Morgan, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Morse, Muscetter, Neece, Nelson, North, Olson, Phelps, Phillips, Pixley, Powell, | Messrs. Pritchard, Price, Reese, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Roberts, Rodgers of Platt, Roe, Root, Rosa, Ryan, Sanford, Schwartz, Shaw, Sheldon of Champaign, Shelton of Warren, Short, Smith of Ogle, Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Turner, Vennum, Waters, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|--|---|

Messrs. Elder and McConnell voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Rice of Sangamon, at 6:05 o'clock P. M., moved that the House adjourn until 9 o'clock A. M., to-morrow.

Mr. Roberts, at 6:10 o'clock, moved that the House do now adjourn.

Which was decided in the affirmative, { Yeas 64
Nays 51

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|--|
| Messrs. Boyd, Bralden, Brooks, Caldwell, Campbell, Cavan, Clark of Kane, Crouch, Daniels, Davis, Edgcomb, Efner, Egan, Finley, | Messrs. Fleharty, Fuller, Galloway, Hall, Haines, Heafield, Herdman, Hildrup, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Marshall, Koerner, | Messrs. Langston, Latimer, Lee, Manley, Massenberg, Mason, Morgan, Morris, Morrison of Cook, Morse, Muscetter, Neece, North, Olson, |
|---|---|--|

Messrs. Phelps,
Phillips,
Powell,
Pritchard,
Price,
Ralls,
Rice of Peoria,
Richardson,

Messrs. Roberts.
Root,
Ross,
Ryan,
Sanford,
Shaw,
Shelton of Warren,

Messrs. Sullivan,
Turner,
Waite,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Berry,
Brayton,
Briscoe,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Curtiss,
Dwight,
Elder,

Messrs. Gaines,
Gass,
Hawes,
Hay,
Hundley,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
McConnell,
McElwee,
McEwen,
McMillan,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Nelson,
Pixley,
Reese,
Rice of Logan,
Rice of Sangamon,
Rich,
Rodgers of Platt,
Schwartz,
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Taylor,
Vennum,
Waters,
Mr. Speaker.

So, at 6:15 o'clock P. M., the House was declared adjourned.

TUESDAY, APRIL 11, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Stiefler.

The journal of yesterday was read.

On motion of Mr. Dodge,

The rules were suspended, and

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up and read a second time, and,

Mr. Townsend submitted the following amendment:

Add:

"Section 10. Provided that where two or more counties have or may hereafter organize an agricultural board for the purpose of carrying into effect the provisions of this act, upon complying with the provisions hereof, shall be entitled to all the rights, privileges and benefits that county agricultural boards are or may hereafter be entitled to."

And the question being upon the adoption of said amendment, it was not agreed to, and,

On motion of Mr. Dodge,

The rules were further suspended, and the bill was

Ordered to a third reading.

Mr. Jones of, chairman, from committee on enrolled and engrossed bills, begs leave to report that the following bill has been correctly enrolled, to-wit:

House bill, No. 520, for "An act to amend the law concerning township organization."

On motion of Mr. Egan,
The rules were suspended, and
House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State Government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up.

And the question being upon taking the bill from the committee of the whole, and ordering the same to a third reading,

Mr. Roe called for a division of the question.

The question being upon taking the bill from the committee of the whole, it was agreed to.

The question being upon ordering the bill to a third reading, it was agreed to.

Unfinished business still being in order,

House bill, No. 576, for "An act to provide for an investigation of all matters pertaining to the new State House,"

Was taken up, and

Ordered to a third reading, and 500 copies of the same ordered printed.

On motion of Mr. Haines,

The rules were suspended, and

House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the power of eminent domain,"

Was taken from the committee of the whole, and placed in the order of unfinished business.

On motion of Mr. Hay,

The rules were suspended, and

House bill, No. 378, for "An act to direct the payment of the tolls and rents received from the Little Wabash River improvement into the State Treasury, to provide for a survey of the Little Wabash River, and legalize certain acts therein named,"

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Cloud of Morgan,

The rules were suspended, and

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Was taken up and read a second time.

The rules were further suspended, and the bill was ordered to a third reading.

On motion of Mr. Hildrup,

The rules were suspended, and

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been
inted,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 108
 { Nays 9

Those voting in the affirmative are,

| | | |
|--------------------|----------------------|-----------------------|
| Messrs. Adams, | Messrs. Galloway, | Messrs. Phelps, |
| Ayres, | Hall, | Phillips, |
| Berry, | Haines, | Pixley, |
| Boyd, | Hay, | Powell, |
| Braiden, | Herdman, | Pritchard, |
| Brayton, | Hildrup, | Ralls, |
| Briscoe, | Humphrey, | Reinhardt, |
| Brooks, | Hundley, | Rice of Peoria, |
| Brown of Massac, | Hunter, | Rice of Sangamon, |
| Burley, | Johnston, | Rich, |
| Caldwell, | Jones of Crawford, | Richardson, |
| Campbell, | Jones of Marshall, | Rives, |
| Cary, | Kelly, | Roberts, |
| Casey of Shelby, | Kenney, | Roe, |
| Clark of Kane, | King of Cook, | Root, |
| Cloud of Macoupin, | King of Jersey, | Ross, |
| Cloud of Morgan, | Koerner, | Ryan, |
| Clow, | Latimer, | Schwartz, |
| Cofer, | Lee, | Shaw, |
| Collins, | Mason, | Sheldon of Champaign, |
| Crouch, | McConnell, | Shelton of Warren, |
| Curtiss, | McElwee, | Smith of Ogle, |
| Daniels, | McEwen, | Springer, |
| Davis, | McMillan, | Stillwell, |
| Dwight, | Miller of St. Clair, | Strong, |
| Edgcomb, | Moffit, | Taylor, |
| Efner, | Morgan, | Townsend, |
| Egan, | Morrill, | Vennum, |
| Finley, | Morris, | Waters, |
| Fleharty, | Morrison of Cook, | Whitney, |
| Frew, | Morrison of Monroe, | Williams, |
| Fuller, | Neece, | Williamson, |
| Gaines, | North, | Wight, |
| Galbraith, | Olson, | Mr. Speaker. |
| Gass, | | |

Those voting in the negative are,

| | | |
|----------------|----------------|----------------|
| Messrs. Allen, | Messrs. Elder, | Messrs. Morse, |
| Carle, | Langston, | Mussetier, |
| Cavan, | Manley, | Reese, |

So the bill was declared passed.
Ordered that the title be as aforesaid, and that the Clerk inform the
Senate thereof.

On motion of Mr. Schwartz,
The rules were suspended, and
Senate bill, No. 193, for "An act to appoint commissioners to con-
struct the Southern Illinois Insane Asylum and the Southern Illi-
nois Normal University,"
Was taken up, read a second time, and
Referred to the committee on appropriations.

On motion of Mr. Neece,
The rules were suspended, and
Senate bill, No. 237, for "An act to repeal an act therein named, in
relation to scales,"
Was taken up, and read a second time.
The rules were further suspended, and the bill
Ordered to a third reading.

Mr. Dwight moved that the vote be reconsidered by which Senate
bill No. 193 was referred to the committee on appropriations.

Messrs. Morgan,
Morris,
Morrison of Cook,
North,
Phelps,
Pixley,
Powell,
Price,
Reese,
Reinhardt,
Rice of Peoria,
Rodgers of Platt,

Messrs. Roe,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Sheldon of Warren,
Short,
Smith of Ogle,

Messrs. Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vocks,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight.

So the amendment was not adopted.

On motion of Mr. King of Jersey,
At 1 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The consideration of Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make appropriation to pay the expenses thereof," being resumed,

Mr. Roberts submitted the following amendment:

Strike out all after the word "seventy-one" in the third line of section eight, up to the word "and" in the sixth line, and insert the following:

"And to report such claims with all evidence relating to each claim, separately, to the Governor, who shall examine the evidence pertaining to each claim, and shall order the payment of only such claims, or such parts thereof, as he may deem just and equitable, and make a full report to this General Assembly as soon thereafter as it may be in session."

And the question being upon the adoption of said amendment,
Mr. Short moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

The question recurring upon the adoption of Mr. Roberts' amendment,

It was decided in the negative, { Yeas..... 47
Nays..... 74

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barr,
Boyd,
Briscoe,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Dwight,
Edgcomb,

Messrs. Elder,
Finley,
Frew,
Gaines,
Galbraith,
Hall,
Herdman,
Hundley,
Jeffries,

Messrs. Kelly,
Kenney,
King of Jersey,
Landrum,
Langston,
Lee,
Manley,
Marsenberg,
McElvaine,

Messrs. McElwee,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Mussetter,
Neece,

Messrs. Nelson,
Phillips,
Ralls,
Reese,
Reise of Logan,
Rich,
Rives,

Messrs. Roberts,
Rodgers of Madison,
Sage,
Springer,
Turner,
Webb.

Those voting in the negative are,

Messrs. Armstrong,
Berry,
Braidon,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Dodge,
Efner,
Egan,
Fleharty,
Foss,
Fuller,

Messrs. Gass,
Galloway,
Haines,
Hawes,
Hildrup,
Humphrey,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Mason,
Mayo,
McConnell,
McMillan,
Miller of St. Clair,
Morgan,
North,
Phelps,
Pixley,
Powell,
Price,
Reinhardt,
Rice of Peoria,
Rice of Sangamon,

Messrs. Richardson,
Roe,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Stillwell,
Sullivan,
Townsend,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,

So the amendment was not adopted.

The question being upon ordering the bill to a third reading,

It was decided in the affirmative,

{ Yeas 91
Nays 42

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Berry,
Boyd,
Braidon,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Frew,

Messrs. Fuller,
Galbraith,
Galloway,
Gass,
Haines,
Hawes,
Hickox,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Koerner,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McMillan,
Miller of St. Clair,
Moffit,
Morgan,
Morrison of Cook,
North,
Phelps,
Phillips,
Pixley,
Powell,

Messrs. Price,
Reinhardt,
Rice of Sangamon,
Richardson,
Rodgers of Platt,
Roe,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Stillwell,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barnes,
Barr,
Barrett,
Briscoe,
Casey of Jefferson,
Cavan,
Cunningham,
Dwight,
Elder,
Finley,
Gaines,
Hall,
Herdman,
Hundley,

Messrs. Jeffries,
Kelley,
Kenny,
King of Jersey,
Landrum,
Langston,
Manley,
McElvain,
McElwee,
Meeker,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,

Messrs. Mussetter,
Neece,
Nelson,
Olson,
Ralla,
Reese,
Rice of Peoria,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Sage,
Springer,
Webb.

So the bill was ordered to a third reading, and

Mr. Burley moved that the rules be further suspended and the bill read a third time now.

Which was decided in the negative, { Yeas..... 93
Nays..... 50

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Berry,
Boyd,
Briden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fiehart,
Foss,
Frew,

Messrs. Fuller,
Galbraith,
Galloway,
Hall,
Haines,
Hawes,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McElwee,
McMillan,
Morgan,
Morrison of Cook,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Reinhardt,
Rice of Peoria,
Richardson,
Rodgers of Platt,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Barrett,
Briscoe,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cunningham,
Dwight,
Elder,
Finley,
Gaines,
Gass,
Hay,
Herdman,

Messrs. Hickox,
Hundley,
Jeffries,
Kelley,
Kenny,
Koerner,
Landrum,
Manley,
McElvain,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Mofft,
Morrill,
Morrison of Monroe,
Mussetter,

Messrs. Neece,
Nelson,
Ralla,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Rodgers of Madison,
Roe,
Roessler,
Sage,
Springer,
Taylor,
Webb.

So the House refused to suspend the rules.

Mr. Jones, chairman, from committee on enrolled and engrossed bills, begs leave to report that the following bill has been correctly engrossed, to-wit:

House bill, No. 237, for "An act for the removal of county seats."

Mr. Casey of Jefferson entered a motion to reconsider the vote by which Senate bill No. 245 was ordered to a third reading.

On motion of Mr. Roe,

The journal was ordered amended so as to make House bill No. 376 stand on the order of unfinished business.

Mr. Roe moved that the House now take up the proposition submitted by him on Saturday, to change the order of business.

Mr. Haines demanded that the motion should be submitted in writing.

Whereupon,

Mr. Roe submitted the following:

It is ordered and directed by the House that hereafter the following shall be the order of business:

1. Reading of the journal.
2. Petitions.
3. Senate bills on third reading.
4. House bills on third reading.
5. Senate bills on second reading.
6. House bills on second reading.
7. Senate messages and bills on first reading.
8. House bills on first reading.
9. Reports of standing committees.
10. Reports of select committees.
11. Unfinished business and messages on Speaker's desk.
12. Introduction of bills [see rule 11].
13. Committee of the whole for consideration of bills on third reading.
14. Resolutions.

Which was ruled out of order, the regular order being "petitions."

Mr. Dixon presented a petition from sundry citizens of the State of Illinois engaged and concerned in the use, manufacture and sale of billiard tables, in relation to the sale of billiard tables.

Mr. Dixon moved its reference to the committee on judiciary.

Mr. Springer moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas..... 73
Nays 58

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Barnes,
Barr,
Berry,

Messrs. Boyd,
Bralden,
Brayton,
Briscoe,
Brown of Massac,

Messrs. Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Chandler,

Messrs. Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cunningham,
Curtiss,
Dixon,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Gaines,
Galbraith,
Galloway,
Hawes,
Hay,

Messrs. Jeffries,
Jones of Crawford,
Kenny,
King of Cook,
Koerner,
Landrum,
McElvain,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,
Ralls,

Messrs. Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Roe,
Root,
Schwartz,
Short,
Springer,
Taylor,
Townsend,
Trimble,
Vannum,
Vocke,
Waite,
Waters,
Webb,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Ayres,
Brooks,
Caldwell,
Campbell,
Cavan,
Crouch,
Cummings,
Davis,
Dodge,
Edgcomb,
Egan,
Fleharty,
Foss,
Fuller,
Haines,
Heafield,
Herdman,
Hildrup,
Humphrey,
Hunter,

Messrs. Johnston,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
Mussetter,
North,
Olson,
Phelps,
Phillips,
Pritchard,

Messrs. Price,
Reinhardt,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Ross,
Ryan,
Sage,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Smith of Ogle,
Sullivan,
Turner,
Whitney,
Williams,
Williamson.

So the main question was ordered.

The question recurring upon the motion to refer said petition to the committee on judiciary,

It was decided in the affirmative, { Yeas..... 86
Nays 56

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,
Briscoe,
Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cunningham,
Curtiss,
Daniels,
Dixon,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Gaines,
Galbraith,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelly,
Kenny,
King of Cook,
Koerner,
Landrum,
McConnell,
McElvain,
McEwen,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Cook,
Morrison of Monroe,
Neece,
Nelson,
Phelps,
Phillips,
Pixley,

Messrs. Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Richardson,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Root,
Ross,
Ryan,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Short,
Smith of Ogle,
Springer,
Taylor,
Townsend,
Trimble,
Vannum,
Vocke,
Waite,
Waters,
Webb,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Braiden,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Cary,
Cavan,
Clark of Kane,
Crouch,
Cummings,
Davis,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,

Messrs. Fuller,
Galloway,
Haines,
Heafield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElwee,
McMillan,
Morgan,

Messrs. Morris,
Morse,
Musssetter,
North,
Olson,
Pritchard,
Price,
Rice of Peoria,
Roberts,
Roe,
Sage,
Shelton of Warren,
Sullivan,
Turner,
Watkins,
Whitney,
Williams,
Williamson.

So the petition was referred to the committee on judiciary.

Mr. Dixon presented a petition from sundry citizens of the State of Illinois, remonstrating against the passage of the bill entitled "An act to protect the people of Illinois from empiricism and imposture in the practice of medicine and surgery;" which was being read, when

Mr. Merritt moved that the further reading of the petition be dispensed with; which motion

Was decided in the affirmative, { Yeas..... 77
Nays 61

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Brown of Massac,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,

Messrs. Fouke,
Frew,
Fuller,
Gaines,
Galbraith,
Hawes,
Hay,
Hickox,
Hildrup,
Hundley,
Jeffries,
Jones of Crawford,
Kefley,
Kenny,
Koerner,
Landrum,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Phelps,
Pixley,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Root,
Schwartz,
Springer,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vennum,
Vocke,
Waite,
Waters,
Webb,
Wright.

Those voting in the negative are,

Messrs. Armstrong,
Ayres,
Braiden,
Brayton,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Clark of Kane,
Crouch,
Cummings,
Davis,
Dixon,

Messrs. Dodge,
Efner,
Egan,
Fleharty,
Foss,
Galloway,
Haines,
Heafield,
Herdman,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Jersey,

Messrs. Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musssetter,
North,
Olson,

Messrs. Phillips,
Powell,
Pritchard,
Price,
Rice of Peoria,
Rives,
Roberts.

Messrs. Ross,
Ryan,
Sanford,
Shaw,
Sheldon of Champaign,
Shelton of Warren,

Messrs. Short,
Smith of Ogle,
Sullivan,
Turner,
Whitney,
Williams.

So the motion to suspend the reading of the petition was agreed to.

Mr. Turner moved a reconsideration of the vote just taken, by which the further reading of the petition was dispensed with.

Mr. Rice moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas..... 96
Nays 31

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barnes,
Barr,
Barrett,
Berry,
Bralden,
Brayton,
Brooks,
Brown of Massac,
Caldwell,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Collins,
Cunningham,
Daniels,
Davis,
Dixon,
Dodge,
Dwight,
Edgcomb,
Efner,
Elder,
Foss,
Fouke,
Frew,
Gaines,
Galbraith,

Messrs. Hall,
Hay,
Hildrup,
Hundley,
Hunter,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
Koerner,
Landrum,
Langston,
Manley,
McConnell,
McElvain,
McElwee,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morris,
Morrison of Monroe,
Morse,
Mussetter,
Neece,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Reese,
Reinhardt,
Reise of Logan,
Rice of Sangamon,
Rich,
Richardson,
Rodgers of Madison,
Rodgers of Piatt,
Roe,
Root,
Roessler,
Ryan,
Sage,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Trimble,
Turner,
Vocke,
Waters,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Boyd,
Burley,
Crouch,
Cummings,
Finley,
Fleharty,
Galloway,
Haines,
Heafield,

Messrs. Herdman,
Humphrey,
Johnston,
Jones of Marshall,
King of Jersey,
Latimer,
Massenburg,
Mason,
Mayo,
Morgan,

Messrs. Morrison of Cook,
North,
Olson,
Phillips,
Price,
Ralla,
Rice of Peoria,
Roberts,
Ross,
Whitney.

So the main question was ordered.

Mr. Campbell, at 5:30 o'clock P. M., moved that the House do now adjourn,

Which was decided in the negative, { Yeas 69
Nays 78

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Braiden, Brayton, Brooks, Burley, Caldwell, Campbell, Cavan, Clark of Kane, Clow, Crouch, Cummings, Davis, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, Galloway, | Messrs. Hall, Haines, Heafield, Herdman, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, Kenny, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McConnell, McElwee, Morgan, Morris, Morrison of Cook, Morse, | Messrs. Mussetter, North, Olson, Phillips, Pritchard, Price, Reinhardt, Rice of Peoria, Roberts, Rosa, Ryan, Sanford, Shaw, Senne, Smith of Ogle, Sullivan, Turner, Vocke, Waite, Watkins, Whitney, Williams, Williamson. |
|--|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Allen, Ayres, Barnes, Barr, Barrett, Berry, Boyd, Briscoe, Brown of Massac, Burnside, Carle, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Collins, Cunningham, Daniels, Dwight, Kasley, Elder, Finley, Fouke, Frew, | Messrs. Gaines, Galbraith, Gass, Hawes, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Kelley, Koerner, Landrum, Mayo, McEwen, McMillan, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe, Neece, Nelson, Phelps, Pixley, | Messrs. Powell, Ralls, Reese, Reise of Logan, Rice of Sangamon, Rich, Richardson, Rodgers of Madison, Rodgers of Platt, Roe, Roessler, Sage, Schwartz, Sheldon of Champaign, Shelton of Warren, Short, Springer, Stillwell, Strong, Taylor, Trimble, Vennum, Waters, Webb, Wight, Wright. |
|--|--|--|

So the House refused to adjourn.

The question recurring upon the motion to reconsider the vote by which the further reading of the petition presented by Mr. Dixon, was dispensed with,

It was decided in the affirmative,

{ Yeas.....

{ Nays.....

73

63

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Armstrong, Ayres, Braiden, Brayton, Brooks, Burley, Caldwell, Campbell, Cary, Cavan, Clark of Kane, | Messrs. Collins, Crouch, Cummings, Davis, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, | Messrs. Galloway, Hall, Haines, Heafield, Herdman, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, |
|---|--|---|

Messrs. Lee,
Manley,
Massenberg,
Mason,
McConnell,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter
North,
Olson,

Messrs. Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Roberts,
Ross,
Ryan,
Sanford,
Shaw,
Senne,

Messrs. Shelton of Warren,
Short,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Vocke,
Walte,
Watkins,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Allen,
Barner,
Barr,
Berry,
Briscoe,
Brown of Massac,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Gaines,
Galbraith,

Messrs. Hawes,
Hay,
Hickox,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
Koerner,
Landrum,
Mayo,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,

Messrs. Powell,
Ralla,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Roe,
Roessler,
Sage,
Springer,
Sullwell,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb,
Wight,
Wright.

So the vote was reconsidered by which the further reading of the petition was dispensed with.

Pending the consideration of the motion to dispense with the further reading of the petition,

Mr. Roberts, at 5:55 o'clock P. M., moved that the House do now adjourn,

Which was decided in the affirmative, { Yeas.....77
Nays.....68

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Bralden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Cavan,
Clark of Kane,
C'low,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Fuller,
Galloway
Hall,

Messrs. Haines,
Heafield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter
North,
Olson,

Messrs. Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Rice of Peoria,
Richardson,
Roberts,
Rodgers of Platt,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Vocke,
Walte,
Watkins,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

| | | |
|--|--|---|
| Messrs. Allen, Ayles, Barnes, Barr, Berry, Briscoe, Brown of Massac, Burnside, Carle, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Cunningham, Dwight, Easley, Elder, Finley, Fouke, Frew, Gaines, | Messrs. Galbraith, Gass, Hawes, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Kelley, Koerner, Mayo, McEwen, McMillan, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Neece, Nelson, Pixley, Powell, | Messrs. Ralls, Reese, Reise of Logan, Rice of Sangamon, Rich, Rives, Rodgers of Madison, Roe, Roessler, Sage, Schwartz, Sheldon of Champaign, Short, Springer, Stillwell, Strong, Taylor, Trimble, Vennum, Waters, Webb, Wright. |
|--|--|---|

So the House adjourned.

WEDNESDAY, APRIL 12, 1871

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Wilkins.

The journal of yesterday was read.

On motion of Mr. Burley,

The rules were suspended, and

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 107
Nays 56

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Armstrong, Austin, Berry, Bralden, Brayton, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carpenter, Cary, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Collins, | Messrs. Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Frew, Fuller, Funk, Galbraith, Gass, Galloway, Goodell, Hall, Haines, | Messrs. Hawes, Headfield, Hickox, Hildrup, Humphrey, Hunter, Jones of Marshall, King of Cook, Koerner, Latimer, Lee, Massenberg, Mason, Mayo, McConnell, McEwen, McMillan, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Morrill, |
|---|---|---|

Messrs. Morrison of Cook,
North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Rodgers of Platt.

Messrs. Roe,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Short,
Smith of Ogle,
Stillwell,
Sullivan,

Messrs. Townsend,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Gaines,

Messrs. Gillham,
Hay,
Herdman,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Jersey,
Landrum,
Langston,
Manley,
McElvain,
McElwee,
Meeker,
Miller of Madison,
Morrill,
Morrison of Monroe,
Morse,

Messrs. Mussetter,
Neece,
Nelson,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Rodgers of Madison,
Roessler,
Sage,
Springer,
Stewart,
Taylor,
Trimble,
Webb.

So the bill was declared passed.

Ordered that the title be as amended by adding the words "and to provide for the indebtedness of the same," and that the Clerk inform the Senate thereof.

Mr. Stillwell moved that the rules be suspended, in order to take up and read a third time, House bill, No. 198, for "An act making appropriations for the State Reform School,"

Which was decided in the negative, { Yeas.....83
Nays72

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Braiden,
Brayton,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clow,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Esner,
Egan,
Fleharty,
Foss,
Fuller,
Funk,
Galloway,
Hall,

Messrs. Haines,
Heafield,
Herdman,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McMillan,
Miller of Kane,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morse,
North,
Olson,
Phelps,
Price,
Reinhardt,

Messrs. Remsberg,
Rice of Peoria,
Roberts,
Root,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Allen, Ayres, Barnes, Barr, Barrett, Berry, Boyd, Briscoe, Brown of Bond, Brown of Massac, Burnside, Carle, Casey of Jefferson, Casey of Shelby, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Cofer, Collins, Cunningham, Daniels, Dwight, Easley, Elder, | Messrs. Finley, Frew, Gaines, Galbraith, Gass, Gillham, Hawes, Hay, Hickox, Jeffries, Jones of Crawford, Kelley, Kenny, Koerner, Landrum, Mayo, McConnell, McElwee, McEwen, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Morrill, | Messrs. Morrison of Monroe, Mussetter, Neece, Nelson, Phillips, Pixley, Powell, Rails, Reese, Reise of Logan, Rich, Rives, Rodgers of Madison, Rodgers of Platt, Roesaler, Sage, Schwartz, Sheldon of Champaign Short, Springer, Stewart, Taylor, Trimble, Waters. |
|---|--|---|

So the House refused to suspend the rules.

Mr. Watkins moved that the rules be suspended in order to take up and read a third time, Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Which was decided in the negative, { Yeas..... 82
Nays 67

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Armstrong, Austin, Braiden, Brayton, Burley, Caldwell, Campbell, Carpenter, Cary, Cavan, Clark of Kane, Clow, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, Funk, Galloway, | Messrs. Hall, Haines, Heafield, Herdman, Humphrey, Hunter, Jones of Marshall, Kenny, King of Cook, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McElwee, Miller of Kane, Morgan, Morris, Morrison of Cook, Morse, North, Olson, Phelps, Phillips, Price, | Messrs. Reinhardt, Remsberg, Rice of Peoria, Richardson, Roberts, Rodgers of Platt, Ross, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Smith of Ogle, Stillwell, Sullivan, Taylor, Townsend, Turner, Vocke, Walte, Watkins, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|---|--|--|

Those voting in the negative are,

| | | |
|--|--|---|
| Messrs. Allen, Ayres, Barr, Berry, Boyd, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burnside, | Messrs. Carle, Casey of Jefferson, Casey of Shelby, Chandler, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Cofer, Cunningham, Curtiss, | Messrs. Dwight, Easley, Elder, Finley, Fouke, Frew, Gaines, Galbraith, Gillham, Hawes, |
|--|--|---|

Messrs. Hay,
Hickox,
Hundley,
Jeffries,
Kelley,
Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
Meeker,
Miller of Madison,
Miller of St. Clair,

Messrs. Moffit,
Morrill,
Morrison of Monroe,
Musssetter,
Nesca,
Nelson,
Pixley,
Powell,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,

Messrs. Rich,
Rives,
Rodgers of Madison,
Roessler,
Sage,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Strong,
Waters,
Webb.

So the House refused to suspend the rules.

On motion of Mr. Ross,
The rules were suspended, and
Mr. Ross submitted the following; which was adopted:

Resolved by the House of Representatives, the Senate concurring herein, That the special committee which may be appointed by and under the provisions of Senate bill No. 245, shall keep a full and complete report of all testimony taken in accordance with the requirement of said bill, and shall report the same to the adjourned session of this General Assembly, together with a full report of all their proceedings under and by virtue of the provisions of said bill; and any member of said committee shall have the right to examine any and all witnesses who may be called to testify before said committee, and to examine all books and papers that may be before the said committee, and to demand and have process to secure the attendance of all witnesses, papers and books that he may desire.

Ordered that the Clerk inform the Senate and ask their concurrence therein.

Mr. King of Jersey moved that the rules be suspended in order to take up and read a second time, House bill, No. 572, for "An act to permanently locate the seat of government of the State of Illinois at the city of Peoria."

Which was decided in the negative, { Yeas 73
Nays 83

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Boyd,
Bralden,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Fleharty,
Foss,
Fuller,
Hall,

Messrs. Haines,
Headfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvain,
McElwee,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musssetter,

Messrs. North,
Olson,
Phelps,
Phillips,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Roberts,
Rosa,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sullivan,
Townsend,
Turner,
Vocks,
Watkins,
Whitney,
Williamson,
Wight,
Wright,

Those voting in the negative are,

Messrs. Allen,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Carle,
Casey of Jefferson,
Carey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Coser,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Funk,
Gaines,
Galbraith,
Gass,
Gillham,
Galloway,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
King of Cook,
Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Pixley,
Powell,
Ralls,
Reese,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Short,
Smith of Ogle,
Springer,
Stewart,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb,
Williams.

So the House refused to suspend the rules.

Mr. Burley moved that the rules be suspended, in order to take from the committee of the whole and order to a third reading the following bills:

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet."

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the Penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'"

Which was decided in the negative, { Yeas 89
Nays 69

Two thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Boyd,
Briden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derriksan,
Dixon,
Dodge,
Edgcomb,
Elder,
Egan,
Fleharty,
Foss,

Messrs. Fuller,
Funk,
Galloway,
Hall,
Haines,
Heasfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvain,
McElwee,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Mussetter,
North,
Olson,

Messrs. Phelps,
Phillips,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Richardson,
Roberts,
Rodgers of Platt,
Rosa,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Voeke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Barrett,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Gaines,
Galbraith,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
Landrum,
Mayo,
McConnell,
McEwen,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Neece,
Nelson,
Pixley,
Powell,
Ralla,
Reese,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Roe,
Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Taylor,
Trimble,
Vennum,
Waters,
Webb.

So the House refused to suspend the rules.

Mr. Galloway moved that the rules be suspended in order to take up House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal," and concur in Senate amendments thereto.

Which was decided in the negative, { Yeas..... 88
Nays..... 67

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Bralden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fieharty,
Foss,
Fuller,
Funk,

Messrs. Galloway,
Hall,
Halves,
Headfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvaine,
McElwee,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,
Phelps,

Messrs. Phillips,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Rodgers of Platt,
Root,
Rosa,
Ryan,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vocke,
Walte,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Berry,
Boyd,
Briscoe,

Messrs. Brown of Bond,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,

Messrs. Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Daniels,
Dwight,

Messrs. Easley,
Elder,
Finley,
Fouke,
Frew,
Gaines,
Galbraith,
Gillham,
Goodell,
Hawes,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Koerner,
Landrum,
Mayo,

Messrs. McConnell,
McEwen,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,
Ralls,
Reese,
Reise of Logan,

Messrs. Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Roe,
Roesler,
Sage,
Short,
Springer,
Stewart,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb.

So the House refused to suspend the rules.

Mr. Morrison of Cook moved that the rules be suspended, in order to take up and read a third time,

House bill, No. 543, for "An act to legalize defective assessments of property, for State, county and town taxes, of the year 1870,"

Which was decided in the negative, { Yeas..... 76
Nays..... 75

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Boyd,
Bralden,
Brayton,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clow,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Flehart,
Foss,
Fuller,
Galloway,
Hall,
Haines,

Messrs. Headfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Masonburg,
Mason,
McElvain,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
Olson,
Phelps,

Messrs. Phillips,
Pritchard,
Price,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Root,
Rosa,
Ryan,
Shaw,
Senne,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Allen,
Ayres,
Barnes,
Barr,
Berry,
Briscoe,
Brown of Bond,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Collins,
Cunningham,

Messrs. Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Funk,
Gaines,
Goodell,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,

Messrs. Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,
Ralls,

Messrs. Reese,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,

Messrs. Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,

Messrs. Taylor,
Trimble,
Vennum,
Waters,
Webb,
Wright,
Strong.

So the House refused to suspend the rules.

Mr. Turner moved that the rules be suspended, in order to take up and read a third time,

House bill, No. 441, for "An act to provide for ordinary and contingent expenses of the State Government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Which was decided in the negative, { Yeas..... 87
Nays 67

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Braidon,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Fuller,
Funk,

Messrs. Galloway,
Hall,
Haines,
Heasfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McElvain,
McElwee,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,

Messrs. Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Reinsberg,
Rice of Peoria,
Richardson,
Roberts,
Rodgers of Platt,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barnes,
Barr,
Berry,
Briscoe,
Brown of Bond,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Gaines,
Galbraith,
Gass,
Gillham,
Goodell,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Koerner,
Landrum,
McConnell,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Meffit,
Morrill,
Morrison of Monroe,

Messrs. Neece,
Nelson,
Pixley,
Powell,
Reese,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roessler,
Root,
Sage,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Taylor,
Trimble,
Vennum,
Waters,
Webb,
Wright.

So the House refused to suspend the rules.

Mr. Morse presented a petition from 272 citizens of Fulton county, praying for the passage of a law submitting the permanent location of the State capital to a vote of the people at the next annual election ; also requesting the General Assombly to stop all expenditures on the new State House, and that no more money be voted for the comple-tion of that structure until a full and thorough investigation of the official action of the State House Commissioners has been had. Also desiring especially that Representatives Cummings, Morse and Root, and Senators Boyd and Vaugh, shall remain in their seats, and use all honorable means at their command to bring these things about.

On motion of Mr. Morse,
Said petition was laid on the table.

Mr. Jones of Crawford moved that the rules be suspended, in order to take up Senate bills on third reading,

Which was decided in the negative, { Yeas 81
Nays..... 79

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Allen, Barnes, Barr, Barrett, Berry, Boyd, Briscoe, Brown of Bond, Brown of Massac, Burnside, Carle, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Cofer, Cunningham, Curtiss, Daniels, Dwight, Easley, Elder, Finley, Fouke, Frew, Funk, | Messrs. Gaines, Galbraith, Gass, Gillham, Goode'l, Hawes, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, King of Cook, Koerner, Landrum, Mayo, McEwen, McMillan, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe, Neece, | Messrs. Nelson, Pixley, Powell, Ralls, Reese, Rice of Sangamon, Rich, Richardson, Rodgers of Madison, Roe, Roessler, Root, Sage, Schwartz, Sheldon of Champaign, Shelton of Warren, Short, Springer, Stewart, Stillwell, Strong, Taylor, Vennum, Watkins, Webb, Wright. Mr. Speaker. |
|--|--|--|

Those voting in the negative are,

| | | |
|--|--|---|
| Messrs. Adams, Armstrong, Ayres, Braiden, Brayton, Brooks, Burley, Caldwell, Campbell, Carpenter, Cavan, Clark of Kane, Clow, Collins, Crouch, Cummings, Derrickson, Dixon, Dodge, Edgecomb, Efner, Egan, | Messrs. Fleharty, Foss, Fuller, Galloway, Hall, Haines, Headfield, Herdman, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McConnell, McElvain, | Messrs. McElwee, Miller of Kane, Morgan, Morris, Morrison of Cook, Morse, Mussetter, North, Olson, Phelps, Phillips, Pritchard, Price, Reinhardt, Remsberg, Rice of Peoria, Rives, Roberts. Rodgers of Platt, Ross, Ryan, Sanford, |
|--|--|---|

Messrs. Shaw,
Senne,
Smith of Ogle,
Sullivan,
Townsend,

Messrs. Trimble,
Turner,
Vocke,
Waite,

Messrs. Waters,
Whitney,
Williams,
Williamson,

So the House refused to suspend the rules.

On motion of Mr. Morrison of Monroe,
At 12:10 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Turner presented a petition from sundry citizens of the State of Illinois, praying for the passage of the bill introduced by Mr. Williams on the 3d day of March, 1871, entitled "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois;" which was

Referred to the select committee on temperance.

Mr. Turner moved that the rules be suspended, in order to take up House bill, No. 435, for "An act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois," and read the same a third time,

Which was decided in the negative, { Yeas 68
Nays 56

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Boyd,
Braidon,
Brayton,
Brooks,
Brown of Bond,
Burnside,
Caldwell,
Campbell,
Cavan,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Dixon,
Edgcomb,
Efner,
Fleharty,
Funk,

Messrs. Galloway,
Hall,
Haines,
Heafield,
Herdman,
Hildrup,
Hunter,
Jones of Marshall,
Kelly,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
McElvain,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,

Messrs. Olson,
Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Rosa,
Ryan,
Sanford,
Schwartz,
Senne,
Shelton of Warren,
Sullivan,
Turner,
Watkins,
Whitney,
Williams,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barr,
Barrett,
Berry,
Briscoe,
Brown of Massac,
Carle,

Messrs. Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cunningham,
Dwight,
Easley,
Elder,

Messrs. Finley,
Frew,
Gaines,
Galbraith,
Gillham,
Gase,
Goodell,
Hawes,

| | | |
|--|---|---|
| Messrs. Hickox, Jeffries, Jones of Crawford, Koerner, Landrum, Mayo, McConnell, McEwen, McMillan, Meeker, Merritt, | Messrs. Miller of Madison, Morrill, Morrison of Monroe, Neece, Nelson, Pixley, Ralls, Reise of Logan, Rice of Sangamon, Rich, Rodgers of Madison, | Messrs. Roessler, Sage, Sheldon of Champaign, Springer, Stewart, Taylor, Vennum, Vocke, Waite, Waters. |
|--|---|---|

So the House refused to suspend the rules.

Mr. Olson presented a petition from sundry citizens of Brown county, in relation to the revenue law.

Mr. Rice of Peoria moved that Mr. Olson have leave to withdraw said petition.

| | | |
|---------------------------------------|--------------|-----|
| Which was decided in the affirmative, | { Yeas | 111 |
| | { Nays | 22 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Armstrong, Ayres, Barr, Braiden, Brayton, Brooks, Brown of Massac, Burnside, Caldwell, Campbell, Carpenter, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cunningham, Curtiss, Davis, Derrickson, Dixon, Dodge, Dwight, Edgcomb, Efner, Egan, Elder, Finley, Fleharty, Frew, | Messrs. Fuller, Funk, Gaines, Galloway, Gass, Haines, Hildrup, Hundley, Hunter, Johnston, Jones of Marshall, Kenny, King of Cook, Koerner, Landrum, Langston, Latimer, Lee, Manley, Massenberg, Mason, Mayo, McConnell, McElwee, McMillan, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Morris, Morrison of Monroe, Morse, Messrs. Mussetter, Neece, Nelson, Phelps, Phillips, | Pixley, Pritchard, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Richardson, Roberts, Rodgers of Platt, Ross, Ryan, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Short, Smith of Ogle, Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Turner, Vennum, Vocke, Waite, Waters, Watkins, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|--|--|

Those voting in the negative are,

| | | |
|---|---|--|
| Messrs. Barnes, Berry, Briscoe, Brown of Bond, Cloud of Macoupin, Cummings, Easley, Fouke, | Messrs. Galbraith, Gillham, Hawes, Jones of Crawford, Kelley, King of Jersey, McEwen, | Messrs. Meeker, Merritt, Price, Ralls, Rich, Rives, Stewart. |
|---|---|--|

So leave was granted to withdraw the petition, and the petition was withdrawn.

Mr. Rice of Peoria moved that the rules be suspended, in order to take from the committee of the whole, and order to a third reading,

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary."

Which was decided in the affirmative, { Yeas..... 89
Nays 59

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Braidon,
Brayton,
Brooks,
Caldwell,
Campbell,
Carpenter,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Fuller,
Funk,
Galloway,
Hall,

Messrs. Haines,
Hawes,
Hay,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvain,
McElwee,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Ross,
Ryan,
Sanford,
Schwartz,
Senne,
Shelton of Warren,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vocks,
Walte,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Ayres,
Barnes,
Barr,
Barrett,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Burnside,
Messrs. Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,
Finley,

Fouke,
Frew,
Gaines,
Galbraith,
Gass,
Gillham,
Goodell,
Hickox,
Hundley,
Jones of Crawford,
Kelly,
Koerner,
Landrum,
McConnell,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Morrill,

Morrison of Monroe,
Neece,
Nelson,
Ralls,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Roe,
Roesler,
Sheldon of Champaign,
Shaw,
Springer,
Stewart,
Strong,
Taylor,
Trimble,
Vennum,
Waters.

So the House refused to suspend the rules.

Mr. Fuller, from the committee on appropriations, submitted the following report :

Your committee on appropriations, to which was referred Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University," have had the same under consideration, and have amended the title thereto, by adding to the title the words "and to make an appropriation therefor;" and have instructed me to report the said bill back, as amended, and ask the concurrence of the House in the said amendment, and that the said bill, as amended, may be passed.

The report of the committee was concurred in, and the amendment to the title adopted.

Mr. Dwight submitted the following amendment to said bill :

Amend section 6, by inserting in line 48, after the word "act," the following: "*And provided, further*, that nothing herein contained shall prevent said commissioners from relocating said Southern Illinois Normal University at one of the other competing points, for the location of said institution: *Provided*, the same can be done without additional cost to the State."

The question being upon the adoption of the amendment,

It was decided in the negative, { Yeas. 38
Nays. 99

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barr,
Boyd,
Briscoe,
Brooks,
Burnside,
Caldwell,
Casey of Jefferson,
Crouch,
Cummings,
Cunningham,
Derrickson,
Dwight,
Edgcomb,

Messrs. Finley,
Gaines,
Gass,
Hall,
Hay,
Herdman,
Kelly,
Kenney,
King of Jersey,
Langston,
Manley,
McElwee,
Mecker,

Messrs. Merritt,
Morgan,
Morrill,
Morse,
Mussetter,
Olson,
Phillips,
Richardson,
Roberts,
Roessler,
Stewart,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Austin,
Ayres,
Berry,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Campbell,
Carpenter,
Cary,
Casey of Shelby,
Chandler,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cartles,
Davis,
Dixon,
Dodge,
Easley,
Efner,
Egan,
Elder,
Flehart,
Frew,
Fuller,
Funk,
Galbrath,

Messrs. Gillham,
Galloway,
Goodell,
Haines,
Heafield,
Hickox,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Crawford,
Jones of Marshall,
King of Cook,
Koerner,
Landrum,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMillan,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morris,
Neece,
Nelson,
North,

Messrs. Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roe,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Short,
Smith of Ogle,
Springer,
Sullivan,
Trimble,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Wight,
Wright.

So the amendment was not adopted.

Mr. Phillips submitted the following amendment :

Strike out all after the word "Anna," in the fifth line of the first section, and insert the following:

Section 2. Said commissioners, when appointed, shall succeed the commissioners of said insane asylum who were constituted and appointed as such commissioners by virtue of an act approved April sixteenth, eighteen hundred and sixty-nine, and designated "An act to locate, erect and carry on an asylum for the insane;" and such commissioners, when appointed and confirmed, shall have all the rights, powers, duties and privileges, as a board of commissioners for the construction of said institution, that the commissioners and trustees, aforesaid, created and appointed by the act before referred to, have.

Section 3. Whenever the commissioners appointed by this act shall be confirmed by the Senate, then the terms of office of the present commissioners and trustees of said institution, now in process of construction, shall terminate, anything in said act to establish and maintain said institution to the contrary notwithstanding; and such commissioners and trustees shall immediately turn over and deliver to the commissioners appointed by this act, all books and papers, accounts or evidences of indebtedness for work, labor and material, furnished to erect, construct and complete such institution, and also deliver to said commissioners all deeds of lands donated or purchased, all bonds, titles, papers, notes, accounts, subscription books, all plans and specifications made by architects, and, in general, all papers relating to such institution. And the treasurer of said present board of commissioners and trustees is hereby required to transfer and deliver to the treasurer of the board of commissioners which shall be appointed under this act, all moneys, vouchers, orders, books, and everything in his possession relating to said institution, upon demand of such treasurer appointed to succeed him.

Section 4. The commissioners appointed under this act shall, as soon as possible, meet and organize as follows: they shall first elect one of their number president; then, as two of them are practical builders, they shall be appointed superintendent of the insane asylum. The third member of this board shall act as secretary and treasurer of the same, and shall give bond payable to the People of the State of Illinois, in the sum of one hundred thousand dollars, for the faithful performance of the duties of his office, and that he will strictly account for moneys received by him as treasurer, to be paid in the construction of said institution, which bond shall be approved by the Governor. Said commissioners, before entering upon the discharge of their duties, shall each take and subscribe an oath, as required by the constitution of this State, which shall be filed in the office of the Secretary of State.

Section 5. Said commissioners shall hold their offices, respectively, until the said institution shall have been constructed and completed, or until they or either of them may have been discharged or removed by the Governor, who shall have the right to make such discharge or removal, and to appoint a successor or successors to hold until the meeting of the next General Assembly thereafter.

Section 5. Said commissioners shall, immediately after their organization, enter upon the discharge of their duties as herein prescribed. Said commissioners shall also examine the plans of said insane asylum with direct reference to the economy and general propriety of con-

structing and maintaining the heating apparatus and arrangement, and the ventilating process now contemplated; and shall embody their conclusions on both these subjects (and others appertaining) in their report which shall be made to this General Assembly, at its adjourned session, and, thereafter, to the Governor, one month previous to each meeting of the General Assembly.

Section 7. All payments by said commissioners shall be stipulated to be made out of funds as appropriated and no other. The accounts of expenditures of said commissioners shall be certified to by them, or a majority of them, and approved by the Governor. The Auditor shall thereupon draw his warrant upon the Treasurer therefor, in favor of the party to whom the accounts shall be due. Accounts in detail shall be kept, and furnished in their reports by said commissioners, of all those expenditures and other cash transactions had by them in their official capacity.

Section 8. Said commissioners shall receive, as their compensation, the sum of six dollars (\$6) per diem for actual time occupied in the discharge of their duties as herein described, to be paid out of the funds of the State, upon account of time rendered, certified to by the commissioners, or a majority of them, and obtained in the manner indicated in the foregoing section.

Section 9. Whereas the said institution is now being constructed, and it is necessary that the same shall be completed as soon as possible, and that said commissioners should be appointed as soon as practicable, whereby an emergency has arisen; therefore, this act shall take effect and be in force from and after its passage.

On motion of Mr. Koerner,
Said amendment was laid on the table.

Mr. Crouch submitted the following amendment:
Strike out of line 46, section 6, the words "fifty thousand."

Mr. Miller of St. Clair moved to lay said amendment on the table.
And the question being, "Shall the amendment be laid on the table?" it was agreed to.

On motion of Mr. Fuller,
The rules were suspended, and the bill ordered to a third reading.

Mr. Jones of Marshall, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 12th day of April, to-wit:

Senate bill, No. 204, for "An act to avoid the inconveniences arising from changing the time of holding the terms of courts."

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 258, for "An act to appropriate money, to be used in repairing and painting fences upon the grounds surrounding the Governor's mansion, located in Springfield."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Springer, at 6 o'clock P. M., moved that the House adjourn until 9 o'clock A. M., to-morrow.

Mr. Roberts, at 6 o'clock P. M., moved that the House do now adjourn.

Which was decided in the affirmative, { Yeas 86
Nays 70

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Ayres,
Boyd,
Braiden,
Brayton,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,

Messrs. Foss,
Fuller,
Galloway,
Hall,
Haines,
Heasfield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
McElwee,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,

Messrs. Olson,
Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Rosa,
Ryan,
Sanford,
Schwartz,
Shaw,
Serne,
Shelton of Warren,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Watte,
Watkins,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

Messrs. Adams,
Allen,
Barnes,
Barr,
Berry,
Briscoe,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Funk,
Gaines,
Galbraith,
Gass,
Gillham,

Messrs. Goodell,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
King of Cook,
Koerner,
Mayo,
McEwen,
McMillan,
Meeker,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,

Messrs. Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roessler,
Root,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb,
Wight,
Wright,
Mr. Speaker.

So the House adjourned.

THURSDAY, APRIL 13, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Steadman.

The Clerk read the journal of yesterday.

Mr. Watkins moved that the rules be suspended, in order to take up and read a third time,

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Which was decided in the affirmative, { Yeas..... 95
Nays 35

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Austin, Ayres, Boyd, Braidon, Briscoe, Brooks, Brown of Massac, Burley, Burnside, Carpenter, Cary, Cavan, Clark of Kane, Clark of La Salle, Cloud of Macoupin, Clow, Collins, Crouch, Cummings, Curtiss, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, Galloway, Hall, | Messrs. Haines, Hawes, Herdman, Hildrup, Hinchliffe, Humphrey, Hunter, Jones of Marshall, Kelley, Kenny, King of Cook, King of Jersey, Langston, Latimer, Lee, Manley, Masenberg, Mason, Mayo, McConnell, McElvain, Miller of Kane, Morgan, Morris, Morrison of Cook, Morse, North, Olson, Phelps, Phillips, Pixley, Powell, | Messrs. Pritchard, Price, Reinhardt, Rensberg, Rice of Peoria, Richardson, Roberts, Rodgers of Platt, Roe, Root, Ross, Ryan, Sage, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Townsend, Turner, Vennum, Vocke, Waite, Waters, Watkins, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|---|---|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Allen, Barnes, Casey of Jefferson, Casey of Shelby, Cloud of Morgan, Cofer, Cunningham, Elder, Finley, Fouke, Gaines, Gass, | Messrs. Gillham, Hay, Hickox, Hundley, Jeffries, Jones of Crawford, Knobs, Koerner, Landrum, Meeker, Miller of Madison, Morrill, | Messrs. Morrison of Monroe, Mussetter, Neece, Nelson, Ralls, Rives, Rodgers of Madison, Springer, Stewart, Trimble, Webb. |
|--|---|---|

So the rules were suspended, and

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 102
Nays 53

Those voting in the affirmative are,

Messrs. Adams,
Austin,
Ayres,
Barner,
Berry,
Braidon,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Carle,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clark of LaSelle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Curtiss,
Daniels,
Derriekson,
Dixon,
Dodge,
Efner,
Egan,
Finley,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Gass,
Galloway,

Messrs. Hall,
Haines,
Hawes,
Headfield,
Hildrup,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kenny,
King of Cook,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McEwen,
McMasters,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
North,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,

Messrs. Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Roberts,
Roe,
Root,
Ryan,
Sage,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barr,
Barrett,
Boyd,
Briscoe,
Brown of Bond,
Burnside,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Dwight,
Easley,
Edgcomb,
Fouke,

Messrs. Gaines,
Galbraith,
Gillham,
Hay,
Herdman,
Hickox,
Hinchcliffe,
Jeffries,
Kelley,
King of Jersey,
Knobs,
Koerner,
Landrum,
Langston,
Manley,
McConnell,
McElvain,
Meeker,

Messrs. Merritt,
Miller of Madison,
Morgan,
Morse,
Munsettinger,
Neece,
Olson,
Phillips,
Ralls,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roesler,
Ross,
Taylor,
Trimble.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of amendments to bills of the following titles, to-wit:

Senate bill, No. 185, for "An act to provide for the construction of drains, ditches and levees, and other work."

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 371, for "An act to enable counties, cities, townships, school districts, and other municipal corporations to take up and cancel outstanding bonds and other evidences of indebtedness, and to fund the same,"

With an amendment.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 470, for "An act in relation to the levy and collection of taxes in the cities of this State that may have established a system of sewerage and water-works for such cities."

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold or otherwise disposed of by or for said railroad company."

Mr. Stillwell moved that the rules be suspended, in order to take up and read a third time, the following bills :

Senate bill, No. 148, for "An act appropriating money for the Illinois Industrial University."

Senate bill, No. 193, for "An act creating commissioners and appropriating money for Southern Insane and Normal University."

Senate bill, No. 198, for "An act appropriating money for State Reform School, at Pontiac."

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Which motion was agreed to, and

Senate bill, No. 148, for "An act appropriating money for the Illinois Industrial University,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Mr. Miller of St. Clair moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas.....109
Nays..... 48

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Allen, Ayres, Barnes, Berry, Boyd, Bralden, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Burnside, Carle, Carpenter, Cary, Casey of Jefferson, Clark of Kane, Cloud of Morgan, Clow, Collins, Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, Egan, Fouke, Frew, Funk, Gaines, | Messrs. Galloway, Gass, Gillham, Goodell, Hawes, Hay, Headfield, Hickox, Humphrey, Hundley, Hunter, Jeffries, Jones of Marshall, Kenny, King of Cook, Koerner, Lee, Leith, Massenberg, Mason, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Merritt, Miller of Kane, Miller of St. Clair, Moffit, Morris, Morrison of Cook, Morrison of Monroe, Morse, Phelps, Pixley, | Messrs. Powell, Reese, Reinhardt, Remsburg, Rice of Sangamon, Rich, Richardson, Rodgers of Madison, Rodgers of Platt, Roe, Root, Ryan, Schwartz, Senne, Sheldon of Champaign, Shelton of Warren, Short, Smith of Ogle, Springer, Stewart, Stillwell, Strong, Taylor, Townsend, Trimble, Turner, Vennum, Voake, Waite, Waters, Watkins, Webb, Whitney, Williams, Wight, Wright. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Barr, Caldwell, Campbell, Casey of Shelby, Cavan, Chandler, Cloud of Macoupin, Cofer, Cunningham, Edgcomb, Einer, Elder, Finley, Fleharty, Fuller, | Messrs. Hall, Haines, Herdman, Hildrup, Hinchcliffe, Johnston, Jones of Crawford, Landrum, Latimer, Manley, Meeker, Miller of Madison, Morgan, Morrill, Mussetter, Neece, | Messrs. North, Olson, Phillips, Pritchard, Price, Ralls, Reese of Logan, Rice of Peoria, Rives, Roberts, Ross, Sanford, Shaw, Sherrill, Sullivan, Williamson. |
|--|--|--|

So the main question was ordered, and

The question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas110
Nays..... 49

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Adams, Armstrong, Austin, Ayres, Barnes, Bralden, Brayton, Brooks, Brown of Massac, | Messrs. Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Clark of Kane, Clark of LaSalle, Cloud of Morgan, | Messrs. Clow, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Egan, |
|---|--|--|

Messrs. Finley,
Fleaharty,
Frew,
Fuller,
Funk,
Gaines,
Gaer,
Gillham,
Galloway
Goodell,
Hall,
Haines,
Hawes,
Headfield,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Jones of Marshall,
Kenny,
King of Cook,
Koerner,
Langston,
Latimer,
Lee,

Messrs. Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morrison of Cook,
Morrison of Monroe,
Nelson,
North,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Remsberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Roberts,
Roe,
Root,

Messrs. Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson.
Wight,
Wright.
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barr,
Barrett,
Berry,
Boyd,
Briscoe,
Brown of Bond,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Coser,
Collins,
Crouch,
Cunningham,
Dwight,
Easley,

Messrs. Edgcomb,
Efner,
Elder,
Fouke,
Galbraith,
Hay,
Herdman,
Hildrup,
Jeffries,
Kelley,
King of Jersey,
Knoles,
Landrum,
Leith,
Manley,
McElvain,

Messrs. Meeker,
Merritt,
Miller of Madison,
Morgan,
Musetter
Neece,
Olson,
Phillips,
Reise of Logan,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Roessler,
Ross,
Taylor,
Trimble,

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Jones of Marshall, chairman, from committee on enrolled and engrossed bills, begs leave to report that the following bill has been correctly engrossed, to-wit:

House bill, No. 376, for "An act to enable incorporated cities, towns and suburban towns in this State to exercise the right of eminent domain."

A message from the Governor, by E. B. Harlan, Private Secretary.

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

House bill, No. 520, for "An act to amend the law concerning township organization."

Senate bill, No. 86, for "An act to fix the times of holding the courts in the Twenty-second Judicial Circuit."

Senate bill, No. 204, for "An act to avoid the inconveniences arising from changing the time of holding the terms of courts."

Senate bill, No. 118, for "An act to establish a Board of Railroad and Warehouse Commissioners, and prescribe their powers and duties."

Mr. Phillips moved that the vote by which Senate bill No. 148 was passed, be reconsidered.

On motion of Mr. Campbell,
Said motion was laid on the table.

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

Mr. Springer moved the previous question.

And the question being, "Shall the main question be now put?" it was decided in the affirmative.

And the question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas.120
Nays..... 31

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Allen, Armstrong, Austin, Ayres, Barnes, Barr, Berry, Bralden, Brayton, Brooks, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Efner, Elder, Fleharty, Foss, Frew, Fuller, Funk, Galbraith, | Messrs. Gase, Gillham, Galloway, Haines, Hawes, Hay, Heatfield, Hickox, Hildrup, Humphrey, Hundley, Hunter, Johnston, Jones of Crawford, Jones of Marshall, Kenny, King of Cook, Koerner, Langston, Lee, Manley, Massenberg, Mason, Mayo, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Morgan, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Musssetter, Neece, North, Pixley, Powell, Pritchard, | Messrs. Price, Reinhardt, Reise of Logan, Remsburg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Roberts, Rodgers of Madison, Roe, Roessler, Root, Ryan, Sage, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Springer, Stewart, Stillwell, Strong, Sullivan, Townsend, Turner, Vocke, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker. |
|--|---|---|

Those voting in the negative are,

| | | |
|--|--|---|
| Messrs. Barrett, Boyd, Briscoe, Burnside, Gofer, | Messrs. Collins, Crouch, Cunningham, Edgcomb, Fouke, | Messrs. Gaines, Goodell, Herdman, Hincheliff, Jeffries, |
|--|--|---|

| | | |
|--|--|---|
| Messrs. King of Jersey, Landrum, Latimer, Leith, McConnell, McElvain, | Messrs. Moffit, Morse, Olson, Phillips, Ralls. | Messrs. Rives, Rodgers of Platt, Taylor, Vennum, Walte, |
|--|--|---|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 478, for "An act to establish houses of correction, and authorize the confinement of convicted persons therein."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 259, for "An act to provide for the filling, by appointment, of vacancies in certain offices therein named."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Senate bill, No. 198, for "An act making appropriations for the State Reform School,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

| | | |
|-----------------------------|--------------|-----|
| The vote was taken thereon, | { Yeas..... | 122 |
| | { Nays | 33 |

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Allen, Armstrong, Austin, Ayres, Barnes, Berry, Brayton, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Shelby, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Crouch, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, | Messrs. Edgcomb, Efner, Egan, Finley, Fleharty, Foss, Frew, Fuller, Funk, Gann, Gillham, Galloway, Goodell, Hall, Haines, Hawes, Hay, Headfield, Hickox, Hildrup, Humphrey, Hundley, Hunter, Johnston, Jones of Marshall, Kenny, King of Cook, Koerner, Langston, Lee, Manley, Macrenberg, | Messrs. Mason, Mayo, McMasters, McMillan, Miller of Kane, Moffit, Morgan, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Neece, Nelson, North, Phelps, Pixley, Powell, Pritchard, Price, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Roberts, Roe, Root, Ryan, Sage, Sanford, |
|---|---|---|

Messrs. Schwartz,
Ehaw,
Reano,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stewart,

Messrs. Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Walte,
Waters,

Messrs. Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Barrett,
Boyd,
Briscoe,
Burnside,
Casey of Jefferson,
Cofer,
Collins,
Cummings,
Cunningham,
Fouke,
Gaines,

Messrs. Herdman,
Hinchcliffe,
Jeffries,
Jones of Crawford,
Kelley,
King of Jersey,
Landrum,
Latimer,
Leith,
McElvain,
McEwen,

Messrs. Merritt,
Miller of Madison,
Morre,
Mussetter,
Olson,
Phillips,
Kives,
Rodgers of Platt,
Roessler,
Ross,
Taylor.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Dwight moved that the vote be reconsidered by which Senate bill No. 198 was passed.

On motion of Mr. Springer,
Said motion was laid on the table.

Mr. Phillips, at 12:40 o'clock P. M., moved that the House adjourn until 2:30 P. M. ; which motion was not agreed to.

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the State government until the end of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....140
Nays..... 6

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Ayres,
Barnes,
Berry,
Bralden,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Carey of Shelby,
Cavan,
Chandler,
Clark of Kane,

Messrs. Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Elder,
Finley,
Fleharty,
Foss,

Messrs. Frew,
Fuller,
Funk,
Gaines,
Galbraith,
Gass,
Gillham,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,

Messrs. Jones of Crawford,
 Jones of Marshall,
 Kelley,
 Kenny,
 King of Cook,
 Koerner,
 Langston,
 Latimer,
 Manley,
 Massenberg,
 Mason,
 Mayo,
 McConnell,
 McElvain,
 McEwen,
 McMaster,
 McMillan,
 Merritt,
 Miller of Kane,
 Miller of Madison,
 Miller of St. Clair,
 Moffit,
 Morgan,
 Morris,
 Morrison of Cook,

Messrs. Morrison of Monroe,
 Neece,
 North,
 Olson,
 Phelps,
 Pixley,
 Pritchard,
 Price,
 Reinhardt,
 Reise of Logan,
 Remsberg,
 Rice of Peoria,
 Rice of Sangamon,
 Richardson,
 Roberts,
 Rodgers of Platt,
 Roe,
 Roessler,
 Root,
 Ross,
 Ryan,
 Sage,
 Sanford,
 Schwartz,
 Shaw,

Messrs. Senne,
 Sheldon of Champaign,
 Shelton of Warren,
 Sherrill,
 Short,
 Springer,
 Stewart,
 Stillwell,
 Strong,
 Sullivan,
 Taylor,
 Townsend,
 Trimble,
 Turner,
 Vennum,
 Vocke,
 Waters,
 Watkins,
 Webb,
 Whitney,
 Williams,
 Williamson,
 Wight,
 Wright,
 Mr. Speaker.

Those voting in the negative are,

Messrs. Briscoe,
 Casey of Jefferson,

Messrs. Fouke,
 King of Jersey,

Messrs. Knoles,
 Mussetter.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Root moved that the rules be suspended, in order to take up and read a third time,

Senate bill, No. 136, for "An act relative to public parks and boulevards."

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks and the management thereof."

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards."

Pending the consideration of which motion,

On motion of Mr. Neece,

At 12:30 o'clock P. M., the House adjourned until 2:30 P. M.

HALF PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Root offered to withdraw his motion for the suspension of the rules, in order to take up Senate bills Nos. 136, 142 and 152.

Objections being made,

And the question being, "Shall leave be granted Mr. Root to withdraw the motion to suspend the rules,"

It was decided in the affirmative, { Yeas..... 81
 { Nays 74

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ayres,
Barnes,
Barr,
Barrett,
Benson,
Berry,
Briscoe,
Brown of Bond,
Brown of Massac,
Carle,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Foss,
Funk,
Gaines,

Messrs. Galbraith,
Gass,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
Knobs,
Koerner,
Landrum,
Mayo,
McConnell,
McMasters,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Pixley,
Powell,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roemer,
Sage,
Schwartz,
Sheldon of Champaign,
Shelton of Warren,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Townsend,
Trimble,
Vennum,
Watara,
Watkins,
Webb,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Armstrong,
Boyd,
Braiden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleaharty,

Messrs. Fuller,
Galloway,
Hall,
Haines,
Heasfield,
Herdman,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvain,
Miller of Kane,
Morgan,
Merris,
Morrison of Cook,
Morse,
Musetter,
North,

Messrs. Olson,
Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Ross,
Ryan,
Sanford,
Shaw,
Senne,
Sherrill,
Sullivan,
Turner,
Vocks,
Waite,
Whitney,
Williams.

So leave was granted Mr. Root to withdraw his motion.

On motion of Mr. Daniels,

The rules were suspended, and

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal,"
Was taken up.

And the question being upon concurring in the Senate amendments,
Mr. Daniels moved the previous question.

And the question being, "Shall the main question be now put?"
it was decided in the affirmative.

The question then recurring upon concurring in the Senate amendments,

It was decided in the affirmative, { Yeas.157
Nays. 1

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Austin, Ayres, Barnes, Benson, Berry, Boyd, Bralden, Brayton, Brooks, Brown of Bond, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, Edgcomb, Ehner, Egan, Elder, Finley, Fleharty, Foss, Fouke, Fuller, Funk, Gaines, Galbraith, | Messrs. Gass, Gillham, Galloway, Goodell, Hall, Haines, Hawes, Hay, Headfield, Herdman, Hickox, Hildrup, Humphrey, Hundley, Hunter, Jeffries, Jones of Marshall, Kenney, King of Cook, King of Jersey, Knolea, Koerner, Landrum, Langston, Latimer, Lea, Manley, Massenberg, Mason, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Meeker, Merritt, Miller of Kane, Miller of Madison, Miller of St. Clair, Mofitt, Morgan, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Morse, Mussatter, Neece, Nelson, North, Olson, | Messrs. Phelps, Phillips, Pixley, Powell, Pritchard, Price, Ralls, Reinhardt, Reese of Logan, Remsburg, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Roberts, Rodgers of Madison, Rodgers of Platt, Roe, Roessler, Root, Ross, Ryan, Sage, Sanford, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Springer, Stewart, Stillwell, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vennum, Vocke, Walte, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Wright, Mr. Speaker, |
|--|---|---|

Mr. Kelley voted in the negative.

So the House concurred in the Senate amendments.

Ordered that the Clerk inform the Senate thereof.

Mr. Morrison of Cook moved that the rules be suspended in order to take up and read a third time.

House bill, No. 548, for "An act to legalize defective assessments of State, county and town taxes of the year 1870."

Which was decided in the negative, { Yeas. 92
Nays. 69

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Benson,
Boyd,
Bralden,
Brayton,
Brooks,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleaharty,
Foss,
Fuller,

Messrs. Galloway,
Hall,
Haines,
Hawes,
Heafield,
Herdman,
Hildrup,
Humphrey,
Hunter,
Johnston,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Landrum,
Langston,
Latimer,
Lee,
Manley,
Massenburg,
Mason,
Mayo,
McConnell,
McElvain,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
Musssetter,
North,

Messrs. Olson,
Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Richardson,
Roberts,
Rodgers of Pitt,
Root,
Rosa,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Sullivan,
Townsend,
Turner,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Barnes,
Barr,
Barrett,
Berry,
Briseoe,
Brown of Bond,
Brown of Massac,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,

Messrs. Funk,
Gaines,
Galbraith,
Gass,
Gillham,
Goodell,
Hay,
Hundley,
Jeffries,
Jones of Crawford,
Knobs,
Koerner,
Leith,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,

Messrs. Neece,
Nelson,
Pixley,
Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roessler,
Sage,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Wright.

So the House refused to suspend the rules.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 2, for "An act providing for the payment by the county of Cook, of further compensation to the Judges of the Circuit and Superior Courts, and the State's Attorney of said county, respectively."

Mr. Jones of Crawford, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, on the 13th day of April, 1871:

Senate bill, No. 185, for "An act to provide for the construction and protection of drains, ditches, levees and other work."

Senate bill, No. 245, for "An act to provide for an investigation of the discipline, management and financial condition of the State Penitentiary, and to make an appropriation to pay the expenses thereof, and to provide for the indebtedness of the same."

Senate bill, No. 168, for "An act to appropriate money to the State Normal University, for the next two years."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 257, for "An act to enable counties, townships, cities and towns to sell and transfer stock held by them in any incorporated company."

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural boards."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring herein, That the committee, consisting of three members on the part of the Senate, and of five on the part of the House, provided for by law passed by this General Assembly, to investigate the management, discipline and financial condition of the penitentiary at Joliet, and to audit the claims against the same, be appointed by the President of the Senate and the Speaker of the House.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The President has appointed as such committee, on the part of the Senate, Senators Crawford, Tincher and Lanning,

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of an amendment to a bill of the following title, to-wit :

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption the following resolution, to-wit :

WHEREAS, on the second day of December, A. D. 1870, the Board of Trustees of the Illinois and Michigan Canal, executed a certain paper, by which it is alleged or claimed that one Adam Smith, of the city of Chicago, acquired some right or interest in, or right to use and occupy ninety (90) feet on each side of the canal, beginning at the west line of section twenty-nine (29), in township thirty-nine (39) north, of range fourteen (14) east, of the 3d P. M., where the same crosses the canal, thirty thousand feet, subject to certain conditions therein named, and being the property of the Illinois and Michigan Canal; and whereas, in the judgment of the General Assembly, the said paper is not binding upon the State of Illinois, and

that it is contrary to the interests of the people thereof, that the said Smith or any other person, shall, upon any pretence whatever, be permitted to have or acquire any interest in said strip of land, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That said paper, so executed and claiming to be a lease or license, be and the same is hereby declared "not valid" and not binding upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the case, to disaffirm the same and to protect the rights of the State.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

Resolved by the Senate, the House of Representatives concurring herein, That there shall be reprinted, 2,200 copies of the report of the Superintendent of Public Instruction; 2,500 copies of the report of the Board of Public Charities; 3,000 copies of the report of the State Entomologist; and 1,000 copies of the report of the Canal Commissioners.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Springer moved that the House do now proceed to the consideration of Senate bills on their third reading.

The Speaker decided that the motion involved a suspension of the rules, which could only be done by a two-thirds vote of the House.

Mr. Short appealed from the decision of the chair.

And the question being, "Shall the decision of the chair stand as the judgment of the House?"

Mr. Roberts moved that the appeal from the decision of the chair be laid upon the table.

Mr. Price moved that the House do now adjourn,

Which was decided in the negative, { Yeas..... 83
Nays..... 88

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Benson,
Boyd,
Bralden,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Esner,
Egan,
Fleharty,
Foss,
Fuller,

Messrs. Funk,
Gallagher,
Galloway,
Hall,
Haines,
Heasfield,
Herdman,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McElvain,
Miller of Kane,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morse,
Musselter,
North,

Messrs. Olson,
Phillips,
Pritchard,
Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Sullivan,
Townsend,
Turner,
Vocke,
Watte,
Whitney,
Williams,
Williamson.

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Allen, Austin, Ayres, Barnes, Barr, Barrett, Berry, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Carle, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Cofer, Cunningham, Curtiss, Daniels, Dwight, Easley, Elder, Finley, Fouke, Frew, Gaines, Galbraith, | Messrs. Gass, Gillham, Goodell, Hawes, Hay, Hickox, Hildrup, Hinchcliffe, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, King of Cook, Knoles, Koerner, Landrum, Mayo, McConnell, McEwen, McMasters, McMillan, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe, | Messrs. Neece, Nelson, Phelps, Pixley, Powell, Ralls, Reise of Logan, Rice of Sangamon, Rich, Rodgers of Madison, Roe, Roessler, Root, Sage, Schwartz, Sheldon of Champaign, Short, Springer, Stewart, Stillwell, Strong, Taylor, Trimble, Vennum, Waters, Watkins, Webb, Wight, Wright. |
|--|--|--|

So the House refused to adjourn.

The question recurring upon the motion to lay upon the table the appeal from the decision of the chair,

| | | |
|------------------------------------|------------|----|
| It was decided in the affirmative, | Yeas..... | 90 |
| | Nays | 80 |

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Armstrong, Benson, Boyd, Braidon, Brayton, Brooks, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Cavan, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, | Messrs. Funk, Gallagher, Galloway, Hall, Haines, Headfield, Herdman, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, Kenny, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McElvain, Miller of Kane, Morgan, Murray, Morris, Morrison of Cook, Morse, Mussetter, North, Olson, | Messrs. Phelps, Phillips, Pritchard, Price, Reinhardt, Remsburg, Rice of Peoria, Richardson, Rives, Roberts, Rodgers of Platt, Root, Roes, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Sullivan, Townsend, Turner, Vocks, Waite, Watkins, Whitney, Williams, Williamson, Wight. |
|---|---|---|

Those voting in the negative are,

| | | |
|---|--|--|
| Messrs. Allen, Austin, Ayres, Barnes, Barr, | Messrs. Barrett, Berry, Briscoe, Brown of Bond, Brown of Massac, | Messrs. Carle, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, |
|---|--|--|

Messrs. Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Frew,
Gaines,
Galbraith,
Gass,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,

Messrs. Jones of Crawford,
Kelley,
King of Cook,
Knobs,
Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,

Messrs. Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roessler,
Sage,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stillwell,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb,
Wright.

So the appeal from the decision of the chair was laid upon the table.

On motion of Mr. Cummings,
At 7:05 o'clock P. M., the House adjourned.

FRIDAY, APRIL 14, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,
On motion of Mr. Springer,
The further reading of the same was dispensed with.

Mr. Springer moved that the rules be suspended, in order to take up and read a third time the following bills:

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Whereupon,

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 140
Nays 10

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barrett,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Efner,
Egan,
Finley,
Fleharty,
Foss,
Fouke,
Fuller,
Funk,
Galbraith,
Gallagher,

Messrs. Gass,
Gilham,
Goodell,
Hall,
Haines,
Hawes,
Heafield,
Heriman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knobs,
Koerner,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Munnetter,
Neece,
North,
Phelps,

Messrs. Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reinhardt,
Reise of Logan,
Remeberg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Boyd,
Cunningham,
Curtiss,
Edgcomb,

Messrs. Elder,
Galloway,
Hay,

Messrs. Landrum,
Langston,
Sanford.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Jones of Marshall, chairman, from the committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly enrolled on the 18th day of April, to-wit:

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold, or otherwise disposed of, by or for said railroad company."

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicts therein."

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water works in the cities of this State that may have established a system of sewerage and water works for such city."

A message from the Senate, by Mr. Griggs :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS the corporate authorities and citizens of the city of Chicago have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State ; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted ; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

A message from the Senate, by Mr. Griggs :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has receded from its amendment to House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of an amendment to

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed, And the question being, "Shall this bill pass?"

The vote was taken thereon : { Yeas121
Nays 26

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,
Brayton,
Briscoe,
Brooke,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kane,
Cloud of Morgan,
Clow,
Coser,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,

Messrs. Dwight,
Edgcomb,
Efner,
Egan,
Fleaharty,
Foss,
Fouke,
Frew,
Fuller,
Funk,
Gallagher,
Gass,
Gillham,
Galloway,
Goodel,
Hall,
Haines,
Hawes,
Hay,
Headfield,
Herdman,
Hickox,
Hidrup,
Hincheiffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Latimer,

Messrs. Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Munsetter,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Ralls,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rich,
Rives,
Roberts,
Rodgers of Piatt,
Roessler,

| | | |
|---|---|---|
| Messrs. Root, Rowley, Schwartz, Senne, Shelton of Warren, Sherrill, Smith of Ogle, Springer, | Messrs. Strong, Sullivan, Townsend, Trimble, Turner, Vennum, Waite, | Messrs. Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|---|--|
| Messrs. Allen, Brown of Bond, Cavan, Clark of LaSalle, Cloud of Macoupin, Elder, Finley, Galbraith, Hundley, | Messrs. Jones of Crawford, Knobs, Koerner, Landrum, Langston, Moffit, Morrison of Monroe, Morse, Neece, | Messrs. Nelson, Phillips, Price, Roe, Ross, Sanford, Vocke, Waters. |
|--|---|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Easley,
The rules were suspended, and
House bill, No. 237, for "An act for the removal of county seats,"
Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

Mr. King of Jersey moved that the bill be recommitted to the committee on judiciary, and

Mr. King of Jersey moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas.....107
Nays 37

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Adams, Allen, Armstrong, Austin, Benson, Berry, Boyd, Braidon, Brayton, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carpenter, Cary, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Edgecomb, Efner, | Messrs. Fleharty, Frew, Fuller, Funk, Galbraith, Galloway, Goodell, Hall, Hawes, Hay, Hickox, Hildrup, Humphrey, Hundley, Hunter, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, King of Jersey, Langston, Lee, Manley, Mason, McConnell, McElvain, McMillan, Meeker, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Murray, Morris, Morrison of Cook, Morse, | Messrs. Mussetter, Nelson, North, Olson, Phelps, Pritchard, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rives, Roe, Roessler, Ross, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Short, Smith of Ogle, Sullivan, Townsend, Turner, Vennum, Vocke, Waite, Waters, Watkins, Whitney, Williams, Williamson, Wright. |
|---|---|---|

Those voting in the negative are,

Messrs. Barnes,
Barr,
Briscoe,
Brooks,
Casey of Jefferson,
Cloud of Morgan,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Gass,
Gillham,

Messrs. Herdman,
Hinchcliff,
Kelley,
Knoles,
Koerner,
Landrum,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Neece,
Phillips,

Messrs. Pixley,
Powell,
Price,
Ralls,
Rice of Sangamon,
Rich,
Richardson,
Roberts,
Sheldon of Champaign,
Taylor,
Trimble,
Webb.

So the main question was ordered.

The question recurring upon the motion to recommit the bill to the committee on judiciary,

It was decided in the affirmative, { Yeas.....104
Nays..... 33

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,

Messrs. Elder,
Finley,
Fleaharty,
Fuller,
Galbraith,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Headfield,
Herdman,
Hickox,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Mason,
McConnell,
McElvain,
Meeker,
Miller of Kane,
Miller of Madison,
Morgan,
Murray,
Morris,

Messrs. Morrison of Cook,
Morse,
Musetter,
Neece,
Olson,
Phelps,
Pritchard,
Rainhardt,
Remsberg,
Rice of Peoria,
Rives,
Roe,
Rosa,
Rowley,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Vannum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Barnes,
Barr,
Casey of Jefferson,
Cloud of Morgan,
Dwight,
Easley,
Fouke,
Funk,
Gass,
Gillham,
Hinchcliff,

Messrs. Kelley,
Knoles,
Koerner,
McMasters,
Merritt,
Morrill,
Morrison of Monroe,
Nelson,
Phillips,
Pixley,
Powell,

Messrs. Price,
Ralls,
Rice of Logan,
Rice of Sangamon,
Rich,
Roberts,
Roessler,
Ryan,
Taylor,
Trimble.

So the bill was recommitted to the committee on judiciary.

Mr. Jones of Marshall, chairman, from joint committee on enrolled and engrossed bills, begs leave to report that the following bill has been correctly enrolled on the 13th day of April:

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Mr. Jones of Marshall, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 14th day of April, to-wit :

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 482, for "An act relating to sales under powers."

Mr. Jones of Marshall, chairman, from committee on enrolled and engrossed bills, begs leave to report that the following bills have been correctly enrolled, on April 14, 1871 :

House bill, No. 482, for "An act relating to sales under powers."

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 367, for "An act to fix the time of holding the Circuit Court in the several counties composing the Twenty-first Judicial District," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of amendments to

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

On motion of Mr. Rich,

The rules were suspended, and

Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,"

Was taken up, read a first time, and

Ordered to a second reading.

On motion of Mr. Sherrill,

The rules were suspended, and

House bill, No. 445, for "An act to legalize the action of counties who have voted for the support of paupers by townships,"

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Sherrill,

The rules were further suspended, and

House bill, No. 445, for "An act to legalize the action of counties who have voted for the support of paupers by townships,"

Was taken up, and read a third time.]

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 134
Nays. 6

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barr,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of La Salle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Edgcomb,
Egan,
Elder,
Fleharty,
Fouke,

Messrs. Fuller,
Funk,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Headfield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Knobles,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Mastenberg,
Mason,
Mayo,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussotter,
Neece,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Ralls,
Reinhardt,
Reise of Logan,
Reinsberg,
Rice of Peoria,
Rich,
Richardson,
Rives,
Rodgers of Platt,
Roessler,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Strong,
Sullivan,
Taylor,
Townsend,
Turner,
Vennum,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

| | | |
|---------------------------|--------------------------|------------------------------|
| Messrs. Benson, Cofer, | Messrs. Efner, Price, | Messrs. Roberts, Trimble. |
|---------------------------|--------------------------|------------------------------|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Senne,
The rules were suspended, and
House bill, No. 269, for "An act in relation to the rights of women,"
Was taken from the committee of the whole, and
Mr. Lee moved that the enacting clause be stricken out.
On motion of Mr. Cummings,
Said motion was laid on the table, and
The bill ordered to a third reading.
Mr. Cummings moved that the rules be further suspended, in order
to read the bill a third time now,

Which was decided in the negative, { Yeas..... 94
 { Nays 55

Two-thirds not voting in the affirmative.
The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Adams, Armstrong, Ayres, Benson, Berry, Braidon, Brown of Bond, Brown of Massac, Burnside, Campbell, Carpenter, Cary, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Easley, Edgcomb, Efner, Egan, Fleharty, Frew, | Messrs. Galloway, Gass, Gillham, Goodell, Haines, Hawes, Heafield, Herdman, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Crawford, Jones of Marshall, King of Jersey, Knobles, Massenberg, Mason, Mayo, McConnell, McMasters, Miller of Madison, Miller of St. Clair, Morris, Morrison of Cook, Morrison of Monroe, Mussetter, Neece, North, Olson, Phillips, | Messrs. Pixley, Powell, Pritchard, Price, Reinhardt, Remsburg, Rice of Peoria, Rives, Rodgers of Platt, Roe, Rowley, Schwartz, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Sullivan, Townsend, Trimble, Turner, Vennum, Vocke, Waters, Watkins, Whitney, Williams, Wright, Mr. Speaker. |
|--|--|---|

Those voting in the negative are,

| | | |
|--|---|--|
| Messrs. Allen, Barnes, Barr, Brayton, Briscoe, Brooks, Caldwell, Carle, Casey of Jefferson, Casey of Shelby, Cavan, Cunningham, | Messrs. Curtiss, Daulek, Dwight, Elder, Finley, Fouke, Fuller, Funk, Hall, Hickox, Hildrup, Hundley, | Messrs. Jeffries, Kelley, Kenny, Koerner, Landrum, Langston, Latimer, Lee, Manley, McElvain, Merritt, Miller of Kane, |
|--|---|--|

that it is contrary to the interests of the people thereof, that the said Smith or any other person, shall, upon any pretence whatever, be permitted to have or acquire any interest in said strip of land, or any right to use or occupy the same in any manner or to any extent whatever; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That said paper, so executed and claiming to be a lease or license, be and the same is hereby declared "not valid" and not binding upon the State; and that the Governor be requested to instruct the Attorney General of this State to give notice thereof to said Adam Smith, and to the Board of Trustees of said Illinois and Michigan Canal, and to institute and prosecute such legal and proper proceedings as may be necessary in the case, to disaffirm the same and to protect the rights of the State.

A message from the Senate, by Mr. Paddock :
Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House of Representatives concurring herein, That there shall be reprinted, 2,200 copies of the report of the Superintendent of Public Instruction; 2,500 copies of the report of the Board of Public Charities; 3,000 copies of the report of the State Entomologist; and 1,000 copies of the report of the Canal Commissioners.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Springer moved that the House do now proceed to the consideration of Senate bills on their third reading.

The Speaker decided that the motion involved a suspension of the rules, which could only be done by a two-thirds vote of the House.

Mr. Short appealed from the decision of the chair.
And the question being, "Shall the decision of the chair stand as the judgment of the House?"

Mr. Roberts moved that the appeal from the decision of the chair be laid upon the table.

Mr. Price moved that the House do now adjourn,
Which was decided in the negative, { Yeas 83
 { Nays 88

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Adams, Armstrong, Benson, Boyd, Braidon, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Cavan, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fieharty, Foss, Fuller, | Messrs. Funk, Gallagher, Galloway, Hall, Haines, Headfield, Herdman, Humphrey, Hunter, Johnston, Jones of Marshall, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McElvain, Miller of Kane, Morgan, Murray, Morris, Morrison of Cook, Morse, Musselter, North, | Messrs. Olson, Phillips, Pritchard, Price, Reinhardt, Rensberg, Rice of Peoria, Richardson, Rives, Roberts, Rogers of Platt, Ross, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Sullivan, Townsend, Turner, Vocke, Walte, Whitney, Williams, Williamson. |
|--|---|--|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Allen, Austin, Ayres, Barnes, Barr, Barrett, Berry, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Carle, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, Cloud of Morgan, Cofer, Cunningham, Curtiss, Daniels, Dwight, Easley, Elder, Finley, Fouke, Frew, Gaines, Galbraith, | Messrs. Gass, Gillham, Goodell, Hawes, Hay, Hickox, Hildrup, Hinchcliffe, Hundley, Jeffries, Jones of Crawford, Kelley, Kenny, King of Cook, Knoles, Koerner, Landrum, Mayo, McConnell, McEwen, McMasters, McMillan, Meeker, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morrill, Morrison of Monroe, | Messrs. Neece, Nelson, Phelps, Pixley, Powell, Ralls, Reise of Logan, Rice of Sangamon, Rich, Rodgers of Madison, Roe, Roessler, Root, Sage, Schwartz, Sheldon of Champaign, Short, Springer, Stewart, Stillwell, Strong, Taylor, Trimble, Vennum, Waters, Watkins, Webb, Wight, Wright. |
|--|--|--|

So the House refused to adjourn.

The question recurring upon the motion to lay upon the table the appeal from the decision of the chair,

It was decided in the affirmative, { Yeas 90
Nays 80

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Adams, Armstrong, Benson, Boyd, Braiden, Brayton, Brooks, Burley, Burnside, Caldwell, Campbell, Carpenter, Cary, Cavan, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, Foss, Fuller, | Messrs. Funk, Gallagher, Galloway, Hall, Haines, Headfield, Herdman, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, Kenny, King of Jersey, Langston, Latimer, Lee, Manley, Massenberg, Mason, McElvain, Miller of Kane, Morgan, Murray, Morris, Morrison of Cook, Morse, Musetter, North, Olson, | Messrs. Phelps, Phillips, Pritchard, Price, Reinhardt, Remsburg, Rice of Peoria, Richardson, Rives, Roberts, Rodgers of Platt, Root, Rosa, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Sullivan, Townsend, Turner, Vocks, Waite, Watkins, Whitney, Williams, Williamson, Wight. |
|---|--|---|

Those voting in the negative are,

| | | |
|---|--|--|
| Messrs. Allen, Austin, Ayres, Barnes, Barr, | Messrs. Barrett, Berry, Briscoe, Brown of Bond, Brown of Massac, | Messrs. Carle, Casey of Jefferson, Casey of Shelby, Chandler, Cloud of Macoupin, |
|---|--|--|

Messrs. Cloud of Morgan,
Cofer,
Cunningham,
Curtiss,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fonke,
Frew,
Gaines,
Galbraith,
Gass,
Gillham,
Goodell,
Hawes,
Hay,
Hickox,
Hinchcliffe,
Hundley,
Jeffries,

Messrs. Jones of Crawford,
Kelley,
King of Cook,
Knobs,
Koerner,
Landrum,
Mayo,
McConnell,
McEwen,
McMasters,
McMillan,
Meeker,
Merritt,
Miller of Madison,
Miller of St. Clair,
Moffat,
Morrill,
Morrison of Monroe,
Neece,
Nelson,
Pixley,
Powell,

Messrs. Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Roe,
Roemer,
Sage,
Schwartz,
Sheldon of Champaign,
Short,
Springer,
Stewart,
Stilwell,
Strong,
Taylor,
Trumble,
Vennum,
Waters,
Webb,
Wright.

So the appeal from the decision of the chair was laid upon the table.

On motion of Mr. Cummings,
At 7:05 o'clock P. M., the House adjourned.

FRIDAY, APRIL 14, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,
On motion of Mr. Springer,
The further reading of the same was dispensed with.

Mr. Springer moved that the rules be suspended, in order to take up and read a third time the following bills:

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Whereupon,

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 140
Nays 10

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barrett,
Berry,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Davis,
Darrickson,
Dixon,
Dodge,
Dwight,
Easley,
Elmer,
Egan,
Finley,
Fleharty,
Foss,
Fouke,
Fuller,
Funk,
Galbraith,
Gallagher,

Messrs. Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Headfield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Hunter,
Johnston,
Jones of Crawford,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Knobs,
Koerner,
Latimer,
Lee,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Mussettler,
Neece,
North,
Phelps,

Messrs. Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Rowley,
Schwartz,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stewart,
Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Boyd,
Cunningham,
Curtiss,
Edgcomb,

Messrs. Elder,
Galloway,
Hay,

Messrs. Landrum,
Langston,
Sanford.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Jones of Marshall, chairman, from the committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly enrolled on the 18th day of April, to-wit:

House bill, No. 3, for "An act to authorize the taxation of lands belonging to or held in trust for the Illinois Central Railroad Company, or which have been contracted, sold, or otherwise disposed of, by or for said railroad company."

House bill, No. 295, for "An act to settle up and close the trust of the Board of Trustees of the Illinois and Michigan Canal."

House bill, No. 478, for "An act to establish houses of correction and authorize the confinement of convicts therein."

House bill, No. 470, for "An act in relation to the levy and collection of taxes for sewerage and water works in the cities of this State that may have established a system of sewerage and water works for such city."

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS the corporate authorities and citizens of the city of Chicago have extended to this General Assembly an invitation to hold its adjourned session in said city, offering for that purpose suitable halls, executive and committee rooms, free of expense to the State; therefore,

Resolved by the House of Representatives, the Senate concurring herein, That the invitation of the city and citizens of Chicago, aforesaid, be and the same is hereby accepted; and that the adjourned session of the present General Assembly, if any such there shall be, be held in said city, upon the conditions proposed in the said invitation.

A message from the Senate, by Mr. Griggs:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has receded from its amendment to

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of an amendment to

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave,"

Was taken up and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon: { Yeas 121
Nays 26

Those voting in the affirmative are,

Messrs. Adams,
Armstrong,
Austin,
Ayres,
Barnes,
Barr,
Barrett,
Berry,
Boyd,
Brayton,
Briscoe,
Brooks,
Burley,
Burnside,
Caldwell,
Campbell,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kane,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,

Messrs. Dwight,
Edgcomb,
Esner,
Egan,
Fiehart,
Foss,
Fouke,
Frew,
Fuller,
Funk,
Gallagher,
Gass,
Gillham,
Galloway,
Goodel,
Hall,
Haines,
Hawes,
Hay,
Hearld,
Herdman,
Hickox,
Hidrup,
Hincheiffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
King of Jersey,
Latimer,

Messrs. Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Morgan,
Morrill,
Morris,
Morrison of Cook,
Mussatter,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Rall,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Peoria,
Rich,
Rives,
Roberts,
Rodgers of Platt,
Roesler,

| | | |
|---|---|---|
| Messrs. Root, Rowley, Schwartz, Senne, Shelton of Warren, Sherrill, Smith of Ogle, Springer, | Messrs. Strong, Sullivan, Townsend, Trimble, Turner, Vennum, Waite, | Messrs. Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Allen, Brown of Bond, Cavan, Clark of LaSalle, Cloud of Macoupin, Elder, Finley, Galbraith, Hundley, | Messrs. Jones of Crawford, Knoles, Koerner, Landrum, Langston, Moffit, Morrison of Monroe, Morse, Neece, | Messrs. Nelson, Phillips, Price, Roe, Ross, Sanford, Vocke, Waters. |
|--|--|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Easley,
The rules were suspended, and
House bill, No. 237, for "An act for the removal of county seats,"
Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

Mr. King of Jersey moved that the bill be recommitted to the committee on judiciary, and

Mr. King of Jersey moved the previous question.

And the question being, "Shall the main question be now put?"

It was decided in the affirmative, { Yeas.....107
Nays 37

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Allen, Armstrong, Austin, Benson, Berry, Boyd, Bralden, Brayton, Brown of Bond, Brown of Massac, Burley, Caldwell, Campbell, Carpenter, Cary, Ossey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, | Messrs. Fleharty, Frew, Fuller, Funk, Galbraith, Galloway, Goodell, Hall, Hawes, Hay, Hickox, Hildrup, Humphrey, Hundley, Hunter, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, King of Jersey, Langston, Lee, Manley, Mason, McConnell, McElvain, McMillan, Meeker, Miller of Kane, Miller of St. Clair, Moffit, Morgan, Murray, Morris, Morrison of Cook, Morse, | Messrs. Mussetter, Nelson, North, Olson, Pheips, Pritchard, Reinhardt, Relee of Logan, Ramsberg, Rice of Peoria, Rives, Roe, Roessler, Ross, Rowley, Ryan, Sanford, Shaw, Senne, Shelton of Warren, Sherrill, Short, Smith of Ogle, Sullivan, Townsend, Turner, Vennum, Vocke, Waite, Waters, Watkins, Whitney, Williams, Williamson, Wright. |
|--|---|---|

Those voting in the negative are,

Messrs. Barnes,
Barr,
Briscoe,
Brooks,
Casey of Jefferson,
Cloud of Morgan,
Dwight,
Easley,
Elder,
Finley,
Fouke,
Gass,
Gillham,

Messrs. Herdman,
Hinchcliffe,
Kelley,
Knoles,
Koerner,
Landrum,
Merritt,
Miller of Madison,
Morrill,
Morrison of Monroe,
Neece,
Phillips,

Messrs. Pixley,
Powell,
Price,
Ralls,
Rice of Sangamon,
Rich,
Richardson,
Roberts,
Sheldon of Champaign,
Taylor,
Trimble,
Webb.

So the main question was ordered.

The question recurring upon the motion to recommit the bill to the committee on judiciary,

It was decided in the affirmative, { Yeas.....104
Nays..... 32

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Austin,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Brown of Bond,
Brown of Massac,
Burley,
Caldwell,
Carpenter,
Cary,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,

Messrs. Elder,
Finley,
Fleharty,
Fuller,
Galbraith,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Heasfield,
Herdman,
Hickox,
Hildrup,
Humphrey,
Hundley,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Mason,
McConnell,
McElvain,
Meeker,
Miller of Kane,
Miller of Madison,
Morgan,
Murray,
Morris,

Messrs. Morrison of Cook,
Morse,
Mussotter,
Neece,
Olson,
Phelps,
Pritchard,
Rainhardt,
Remsburg,
Rice of Peoria,
Rives,
Roe,
Ross,
Rowley,
Sanford,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

Those voting in the negative are,

Messrs. Barnes,
Barr,
Casey of Jefferson,
Cloud of Morgan,
Dwight,
Easley,
Fouke,
Funk,
Gass,
Gillham,
Hinchcliffe,

Messrs. Kelley,
Knoles,
Koerner,
McMaster,
Merritt,
Morrill,
Morrison of Monroe,
Nelson,
Phillips,
Pixley,
Powell,

Messrs. Price,
Ralls,
Rice of Logan,
Rice of Sangamon,
Rich,
Roberts,
Roessler,
Ryan,
Taylor,
Trimble.

So the bill was recommitted to the committee on judiciary.

Mr. Jones of Marshall, chairman, from joint committee on enrolled and engrossed bills, begs leave to report that the following bill has been correctly enrolled on the 13th day of April:

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Mr. Jones of Marshall, from the joint committee on enrolled and engrossed bills, reported that bills of the following titles had been correctly enrolled, on the 14th day of April, to-wit :

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 482, for "An act relating to sales under powers."

Mr. Jones of Marshall, chairman, from committee on enrolled and engrossed bills, begs leave to report that the following bills have been correctly enrolled, on April 14, 1871 :

House bill, No. 482, for "An act relating to sales under powers."

House bill, No. 216, for "An act to increase the jurisdiction of justices of the peace and police magistrates."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 867, for "An act to fix the time of holding the Circuit Court in the several counties composing the Twenty-first Judicial District," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of amendments to

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

On motion of Mr. Rich,
The rules were suspended, and
Senate bill, No. 232, for "An act to provide funds for the continu-
ance of the work upon the Southern Insane Asylum, located at Anna,
in the State of Illinois,"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Sherrill,
The rules were suspended, and
House bill, No. 445, for "An act to legalize the action of counties
who have voted for the support of paupers by townships,"
Was taken from the committee of the whole, and
Ordered to a third reading.

On motion of Mr. Sherrill,
The rules were further suspended, and
House bill, No. 445, for "An act to legalize the action of counties
who have voted for the support of paupers by townships,"

Was taken up, and read a third time.]

And the same and all amendments thereto having first been printed,
and an emergency being expressed in the body of the act as a reason
why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas. 134
Nays. 6

Those voting in the affirmative are,

Messrs. Adams,
Allen,
Armstrong,
Ayres,
Barr,
Berry,
Boyd,
Braidon,
Brayton,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burley,
Burnside,
Caldwell,
Campbell,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of La Salle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Collins,
Crouch,
Cummings,
Cunningham,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Edgcomb,
Egan,
Elder,
Fleharty,
Fouke,

Messrs. Fuller,
Funk,
Galbraith,
Galloway,
Gass,
Gillham,
Goodell,
Hall,
Haines,
Hawes,
Headfield,
Herdman,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Knoles,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McElvain,
McMasters,
Merritt,
Miller of Kane,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Neece,

Messrs. Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Ralla,
Reinhardt,
Reise of Logan,
Rensberg,
Rice of Peoria,
Rich,
Richardson,
Rives,
Rodgers of Platt,
Roessler,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Strong,
Sullivan,
Taylor,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

| | | |
|---------------------------|--------------------------|------------------------------|
| Messrs. Benson, Cofer, | Messrs. Efner, Price, | Messrs. Roberts, Trimble. |
|---------------------------|--------------------------|------------------------------|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Senne,
The rules were suspended, and
House bill, No. 269, for "An act in relation to the rights of women,"
Was taken from the committee of the whole, and

Mr. Lee moved that the enacting clause be stricken out.

On motion of Mr. Cummings,
Said motion was laid on the table, and
The bill ordered to a third reading.

Mr. Cummings moved that the rules be further suspended, in order
to read the bill a third time now,

| | | |
|--------------------------------------|------------|----|
| Which was decided in the negative, { | Yeas..... | 94 |
| | Nays | 55 |

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Adams, Armstrong, Ayres, Benson, Berry, Braidon, Brown of Bond, Brown of Massac, Burnside, Campbell, Carpenter, Cary, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Davis, Derrickson, Dixon, Dodge, Easley, Edgcomb, Efner, Egan, Fleharty, Frew, | Messrs. Galloway, Gass, Gillham, Goodell, Haines, Hawes, Heafield, Herdman, Hinchcliffe, Humphrey, Hunter, Johnston, Jones of Crawford, Jones of Marshall, King of Jersey, Knoles, Masseenberg, Mason, Mayo, McConnell, McMasters, Miller of Madison, Miller of St. Clair, Morris, Morrison of Cook, Morrison of Monroe, Musetter, Neece, North, Olson, Phillips, | Messrs. Pixley, Powell, Pritchard, Price, Reinhardt, Remsburg, Rice of Peoria, Rives, Rodgers of Platt, Roe, Rowley, Schwartz, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Smith of Ogle, Springer, Sullivan, Townsend, Trimble, Turner, Vennum, Vocke, Waters, Watkins, Whitney, Williams, Wright, Mr. Speaker. |
|--|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Allen, Barnes, Barr, Brayton, Briscoe, Brooks, Caldwell, Carle, Casey of Jefferson, Casey of Shelby, Cavan, Cunningham, | Messrs. Curtiss, Daniels, Dwight, Elder, Finley, Fouke, Fuller, Funk, Hall, Hickox, Hildrup, Hundley, | Messrs. Jeffries, Kelley, Kenny, Koerner, Landrum, Langston, Latimer, Lee, Manley, McElvain, Merritt, Miller of Kane, |
|--|--|--|

Messrs. Morgan,
Morrill,
Nelson,
Phelps,
Ralls,
Relse of Logan,
Rice of Sangamon,

Messrs. Rich,
Richardson,
Roberts,
Roessler,
Root,
Ryan,

Messrs. Sanford,
Shaw,
Stillwell,
Taylor,
Webb,
Wight.

So the House refused to suspend the rules.

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz.:

Senate bill, No. 168, for "An act to appropriate money to the State Normal University for the next two years."

On motion of Mr. Hay,

The rules were suspended, and

House bill, No. 373, for "An act to direct the payment of the tolls and rents received from the Little Wabash River improvement into the State Treasury, to provide for a survey of the Little Wabash River, and legalize certain acts therein named,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas100
Nays 49

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Austin,
Ayres,
Barne-,
Barrett,
Berry,
Bralden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Clark of Kane,
Clark of Lattelle,
Cloud of Maconplu,
Clow,
Collins,
Cummings,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Edgcomb,
Foss,
Fuller,
Funk,
Galloway,

Messrs. Haines,
Hawes,
Hay,
Heafield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Jones of Marshall,
Kelley,
Kenny,
King of Cook,
Knoles,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McElvain,
Merritt,
Miller of Kane,
Morrill,
Morrison of Cook,
Morse,
Mussetter
North,
Phelps,
Pixley,
Powell,
Pritchard,

Messrs. Price,
Reinhardt,
Relse of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Richardson,
Rives,
Roberts,
Roe,
Roessler,
Root,
Ryan,
Schwartz,
Shaw,
Senne,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Turner,
Vocke,
Walte,
Watcra,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Adams,
Briscoe,
Brown of Bond,
Burnside,
Carle,
Cary,
Chandler,
Cloud of Morgan,

Messrs. Cofer,
Crouch,
Curtiss,
Efner,
Finley,
Fleharty,
Fouke,
Frew,

Messrs. Gass,
Gillham,
Goodell,
Hall,
Herdman,
Hickox,
Johnston,
Jones of Crawford,

| | | |
|--|---|--|
| Messrs. King of Jersey, 1 Landrum, McConnell, McEwen, McMasters, Miller of Madison, Miller of St. Clair, Moffit, Morgan, | Messrs. Morris, Morrison of Monroe, Neece, Olson, Phillips, Ralls, Rich, Rodgers of Platt, | Messrs. Rowley, Sanford, Sheldon of Champaign, Shelton of Warren, Townsend, Trimble, Vennum, Watkins. |
|--|---|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence thorein.

On motion of Mr. Foss,
The rules were suspended, and
House bill, No. 543, for "An act to legalize defective assessments of property for State, county and town taxes of the year A. D. 1871, and in regard to applications for judgment for such taxes,"
Was taken up, and read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the act as a reason why it should take effect prior to the first day of July next,

And the question being, "Shall this bill pass?"

Pending the consideration of which,
On motion of Mr. Finley,
At 12:55 o'clock P. M., the House adjourned until 2:30 P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The question recurring upon the question "Shall the bill pass?"

The vote was taken thereon, { Yeas.128
Nays 8

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Allen, Armstrong, Austin, Ayres, Barnes, Benson, Berry, Boyd, Braiden, Brayton, Brooks, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carle, Cary, Casey of Shelby, Cavan, | Messrs. Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clew, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodg, Easley, Edgeomb, Ether, | Messrs. Egan, Elder, Flecharly, Foss, Fraw, Fuller, Funk, Galloway Gas, Hall, Hayes, Hay, Hildrup, Humphrey, Hunter, Jellmer, Jones of Crawford, Kelley, Kenny, King of Cook, |
|--|---|--|

Messrs. King of Jersey,
Knoles,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McMasters,
McMillan,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter
Neece,

Messrs. North,
Olson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rich,
Rives,
Roberts,
Roe,
Roessler,
Root,
Ross,
Rowley,
Ryan,
Sanford,

Messrs. Shaw,
Senne,
Shelton of Warren,
Sherrill,
Springer,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Veinum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.
Mr. Speaker.

Those voting in the negative are,

Messrs. Barr,
Casey of Jefferson,
Dwight,

Messrs. Fouke,
Gillham,
Haines,

Messrs. Merritt,
Nelson.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

A message from the Senate by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties."

On motion of Mr. King of Cook,

The rules were suspended, and

Senate bill, No. 246, for "An act to fix the salaries and compensation of Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General and Adjutant General,"

Was taken up, read a first time, and

Ordered to a second reading.

Mr. Davis moved that the rules be suspended in order to take from the committee of the whole and order to a third reading the following bills :

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary, at Joliet."

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'"

Which was decided in the negative, { Yeas 90
Nays 56

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Anstin,
Benson,
Berry,
Boyd,
Braidon,
Brayton,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Campbell,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Cartiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,

Messrs. Foss,
Fuller,
Galloway,
Hall,
Haines,
Hayes,
Heafield,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
McConnell,
McElvain,
Miller of Kane,
Morgan,
Morris,
Morrison of Cook,
Morse,
North,

Messrs. Olson,
Phelps,
Phillips,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Root,
Rowley,
Ryan,
Sanford,
Shaw,
Serne,
Shelton of Warren,
Sherrill,
Stillwell,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Watkins,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barnes,
Barr,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,
Cunningham,
Daniels,
Dwight,
Easley,
Elder,
Finley,
Fouke,

Messrs. Frew,
Funk,
Galbraith,
Gass,
Gillham,
Hundley,
Jeffries,
Jones of Crawford,
Kelley,
Kenny,
Knoles,
Koerner,
Mayo,
McMasters,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Morrison of Monroe,

Messrs. Mussetter,
Neece,
Nelson,
Pixley,
Powell,
Ralls,
Reise of Logan,
Rich,
Rives,
Roe,
Roessler,
Ross,
Schwartz,
Springer,
Taylor,
Trimble,
Waters,
Webb.

So the House refused to suspend the rules.

On motion of Mr. Hawes,

The rules were suspended, and

Senate bill, No. 205, for "An act to provide for the exercise of the right of eminent domain,"

Was taken up, read a first time, and

Ordered to a second reading, and

Mr. Hawes submitted the following amendment, of which 250 copies were ordered printed :

Amend section ten, by striking out the words, "shall remain unpaid for the space of thirty days," in the third and fourth lines, and insert in place thereof, "shall remain unpaid after the expiration of the time fixed by the court for the payment of the same."

Amend by adding, as section nineteen, the following :

"Any city, incorporated town, or suburban town, municipal or other corporate authorities, may proceed, under this act, to take private or corporate property, to construct or open or lay out public streets, alleys, lanes, avenues and highways, or to extend, alter, widen, contract, straighten, vacate or discontinue the same, or to acquire land by con-

**Messrs. Foss,
Frew,
Fuller,
Galbraith,
Galloway,
Gass,
Gillham,
Hall,
Haines,
Hawes,
Hay,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hurdley,
Jeffries,
Johnston.
Jones of Crawford.**

| | | |
|--|---|---|
| Messrs. Kenny, King of Cook, King of Jersey, Knoles, Koerner, Langston, Latimer, Lee, Massenberg, Mason, McMasters, McMillan, Merritt, Miller of Madison, Moffit, Morrison of Cook, Morrison of Monroe, Morse, Mussetter, Neece, Nelson, | Messrs. Olson, Phelps, Phillips, Pixley, Powell, Pritchard, Price, Ralls, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rives, Roberts, Roe, Root, Ross, Ryan, Schwartz, Shaw, Senne, | Messrs. Shelton of Warren, Sherrill, Short, Springer, Stillwell, Strong, Sullivan, Taylor, Trimble, Turner, Vennum, Vocke, Waite, Waters, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|---|---|

Mr. Fonke voted in the negative.

So the House concurred with the Senate in the adoption of their amendment thereto.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities having ten thousand inhabitants and upwards," as amended by the Senate, was taken up,

And the question being, "Will the House concur with the Senate in the adoption of their amendment thereto?"

It was decided in the affirmative,

{

Yeas.....122

Nays 21

}

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Allen, Armstrong, Austin, Ayres, Barr, Barrett, Benson, Berry, Boyd, Braiden, Brayton, Briscoe, Brown of Bond, Brown of Massac, Burnside, Caldwell, Carle, Carpenter, Casey of Jefferson, Casey of Shelby, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Cofer, Crouch, Cummings, Cunningham, Curtiss, Davis, Derrickson, Dodge, Dwight, Easley, Edgcomb, Efner, Egan, Elder, Finley, Fleharty, | Messrs. Fuller, Gillham, Goodell, Hall, Hay, Headfield, Herdman, Hickox, Hinchcliffe, Humphrey, Hundley, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, Kenny, King of Cook, King of Jersey, Landrum, Langston, Latimer, Lee, Manley, Massenberg, Mayo, McConnell, McElvain, McEwen, McMasters, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morris, Morrison of Monroe, Morse, Mussetter, Neece, Nelson, Phillips, Pixley, | Messrs. Powell, Pritchard, Ralls, Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Roe, Roessler, Root, Ross, Rowley, Ryan, Schwartz, Shaw, Sheldon of Champaign, Shelton of Warren, Sherrill, Short, Springer, Stillwell, Strong, Sullivan, Taylor, Trimble, Turner, Vennum, Vocke, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|--|---|

Those voting in the negative are,

| | | |
|--|--|---|
| Messrs. Brooks, Campbell, Cavan, Clow, Collins, Dixon, Foss, | Messrs. Fouke, Frew, Galloway, Haines, Hildrup, Koerner, McMillan, | Messrs. Miller of Kane, Morrill, Morrison of Cook, Olson, Price, Richardson, Sanford. |
|--|--|---|

So the House concurred with the Senate in the adoption of their amendment thereto.

Ordered that the title be as follows :

“An act to repeal the registry law, and to establish registration in cities, towns and villages of five thousand inhabitants or over, and in counties having one hundred thousand inhabitants and upwards,” and that the Clerk inform the Senate thereof.

On motion of Mr. Nelson,

The rules were suspended, and

House bill, No. 23, for “An act to repeal an act entitled ‘an act to amend chapter 20 of the Revised Statutes, entitled ‘ Bigamy,’ approved February 8, 1853,”

Was read a third time.

And the same and all amendments thereto having first been printed,
And the question being, “ Shall this bill pass ?”

| | |
|-----------------------------|----------------------|
| The vote was taken thereon, | { Yeas 127 |
| | { Nays 4 |

Those voting in the affirmative are,

| | | |
|---|--|--|
| Messrs. Allen, Armstrong, Ayres, Barr, Barrett, Benson, Berry, Boyd, Brayton, Brown of Bond, Brown of Massac, Burnside, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Cummings, Cunningham, Daniels, Derrickson, Dixon, Dodge, Dwight, Easley, Efner, Egan, Elder, Finley, Flehariy, Foss, Fuller, Galbraith, | Messrs. Gass, Gillham, Galloway, Goodell, Hall, Hay, Headfield, Herdman, Hickox, Hinchcliffe, Humphrey, Hundley, Jeffries, Johnston, Jones of Crawford, Jones of Marshall, Kenny, King of Cook, King of Jersey, Knolea, Koerner, Landrum, Langston, Latimer, Manley, Massenburg, McConnell, McElvain, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Moffit, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Morse, Mussetter, Neece, Nelson, Phelps, | Messrs. Phillips, Pixley, Powell, Pritchard, Price, Ralls, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Rives, Roberts, Rodgers of Platt, Roessler, Ross, Ryan, Sanford, Schwartz, Shaw, Senne, Sherrill, Short, Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vennum, Vocke, Waite, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight. |
|---|--|--|

Those voting in the negative are,

Messrs. Braiden,
Briscoe,

Mr. Davis,

Mr. Edgcomb.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Williams,

The rules were suspended, and

House bill, No. 369, for "An act to provide for the education of disabled soldiers and orphans of deceased soldiers,"

Was taken from the committee of the whole, and

Ordered to a third reading.

On motion of Mr. Williams,

The rules were further suspended, and

The bill was read a third time.

And the same and all amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 99
Nays 28

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Berry,
Braiden,
Brayton,
Brooks,
Brown of Bond,
Brown of Massac,
Caldwell,
Campbell,
Carpenter,
Cary,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Macoupin,
Cloud of Morgan,
Clow,
Cofer,
Crouch,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Fleharty,
Foss,
Frew,
Fuller,

Messrs. Funk,
Gass,
Galloway,
Goodell,
Haines,
Hawes,
Headfield,
Hickox,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
Knoles,
Langston,
Latimer,
Lee,
Massenberg,
Mason,
McMasters,
McMillan,
Miller of Kane,
Miller of Madison,
Moffit,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
Neece,
Phelps,
Pixley,

Messrs. Powell,
Pritchard,
Remsburg,
Rice of Peoria,
Richardson,
Rives,
Roberts,
Rodgers of Platt,
Root,
Ryan,
Schwartz,
Shaw,
Sheldon of Champaign,
Shelton of Warren,
Sherrill,
Short,
Springer,
Stillwell,
Strong,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vennum,
Walte,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Boyd,
Briscoe,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Collins,
Dwight,
Edgcomb,

Messrs. Elder,
Fouke,
Gillham,
Hay,
Hardman,
King of Jersey,
Landrum,
McConnell,
McElvain,

Messrs. McEwen,
Morse,
Mussetter,
Price,
Roessler,
Sanford,
Senne,
Vocke,
Webb.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Cloud of Morgan,
The rules were suspended, and
House bill, No. 576, for "An act to provide for an investigation of
all matters pertaining to the new State House,"
Was taken up, and read a third time.
And the same and all amendments thereto having first been printed,
and an emergency being expressed in the body of the act as a reason
why it should take effect prior to the first day of July next,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....145
Nays..... 00

Those voting in the affirmative are,

| | | |
|---|--|---|
| Messrs. Allen, Armstrong, Austin, Ayres, Barr, Boyd, Braidon, Brayton, Briscoe, Brooks, Brown of Bond, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carle, Carpenter, Cary, Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Cloud of Macoupin, Cloud of Morgan, Clow, Cofer, Collins, Crouch, Cummings, Cunningham, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, Edgcomb, Efner, Egan, Elder, Finley, Fleharty, Foss, Fouke, | Messrs. Frew, Fuller, Funk, Galbraith, Gass, Galloway, Goodell, Hall, Haines, Hawes, Headfield, Herdman, Hickox, Hildrup, Hinchcliffe, Humphrey, Hunter, Jeffries, Johnston, Jones of Marshall, Kenny, King of Cook, King of Jersey, Knoles, Koerner, Landrum, Langston, Lee, Manley, Massenberg, Mason, McConnell, McElvain, McEwen, McMasters, McMillan, Merritt, Miller of Kane, Miller of Madison, Moffit, Murray, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Morse, Musetter, Neece, | Messrs. Nelson, North, Olson, Phelps, Phillips, Pixley, Powell, Pritchard, Ralls, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Richardson, Rives, Roberts, Rodgers of Platt, Roe, Roessler, Root, Ross, Rowley, Ryan, Schwartz, Shaw, Senne, Sheldon of Champaign, Shelton of Warren, Sherrill, Smith of Ogle, \| Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Turner, Vennum, Vocke, Walte, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|---|--|---|

So the bill was declared passed.
Ordered that the title be as aforesaid, and that the Clerk inform the
Senate thereof and ask their concurrence therein.
Leave of absence was granted Mr. Cloud of Macoupin.
Mr. Egan asked leave to withdraw from the select committee to in-
vestigate the matters pertaining to the new State House.
Mr. Sheldon moved that leave be granted Mr. Egan to withdraw
from said committee; which motion was not agreed to.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal."

Mr. Austin moved that the rules be suspended, in order to take up and read a third time, the following bills :

Senate bill, No. 136, for "An act relative to public parks and boulevards."

Senate bill, No. 142, for "An act to provide for the enlargement and completion of public parks, and the management thereof."

Senate bill, No. 152, for "An act to enable corporate authorities of towns to levy a tax to improve public parks and boulevards."

Which was decided in the negative, { Yeas 87
Nays 58

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Berry,
Bralden,
Brayton,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fieharty,
Fuller,
Galbraith,
Galloway,

Messrs. Hall,
Haines,
Hawes,
Headfield,
Hildrup,
Hinchcliffe,
Humphrey,
Johnston,
Kenny,
King of Cook,
King of Jersey,
Landrum,
Langston,
Latimer,
Lee,
Mauley,
Massenberg,
Mason,
Miller of Kane,
Moffit,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morse,
Musetter,
North,
Olson,
Phelps,

Messrs. Phillips,
Pixley,
Pritchard,
Price,
Reinhardt,
Remsburg,
Rice of Peoria,
Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sherrill,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vocke,
Walte,
Watkins,
Whitney,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Allen,
Ayres,
Barr,
Barrett,
Boyd,
Briscoe,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,
Finley,

Messrs. Foss,
Fouke,
Goodell,
Hardman,
Hickox,
Hundley,
Jones of Crawford,
Knoles,
Mayo,
McElvain,
McEwen,
McMasters,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Morrill,
Morrison of Monroe,
Neece,

Messrs. Nelson,
Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Roe,
Roessler,
Shelton of Warren,
Short,
Springer,
Strong,
Taylor,
Trimble,
Vennum,
Waters,
Webb.

So the House refused to suspend the rules,

On motion of Mr. Massenberg,
The rules were suspended, and
House bill, No. 533, for "An act to protect the purity of elections,
and punish offenders therein named,"
Was taken from the committee of the whole, and
Ordered to a third reading.

On motion of Mr. Massenberg,
The rules were further suspended, and the bill read a third time.
And the same and all the amendments thereto having first been
printed,
And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas.....109
 { Nays 8

Those voting in the affirmative are,

| | | |
|--|---|--|
| Messrs. Armstrong, Ayres, Barrett, Berry, Boyd, Bralden, Brooks, Brown of Bond, Burnside, Caldwell, Carle, Carpenter, Cary, Chandler, Clark of Kane, Clark of LaSalle, Clow, Cofer, Collins, Crouch, Cummings, Derrickson, Dixon, Dwight, Easley, Esner, Finley, Fleharty, Foss, Fuller, Galbraith, Hall, Hawes, Heafield, Herdman, Hickox, Hinchcliffe, | Messrs. Humphrey, Jeffries, Johnston, Kenny, King of Cook, King of Jersey, Knobs, Koerner, Lee, Manley, Massenberg, Mayo, McConnell, McElvain, McEwen, McMasters, McMillan, Merritt, Miller of Madison, Miller of St. Clair, Moffit, Morgan, Murray, Morris, Morrison of Cook, Morrison of Monroe, Mussetter, Neece, Olson, Phelps, Phillips, Pixley, Powell, Pritchard, Price, Ralls, | Messrs. Reinhardt, Reise of Logan, Remsberg, Rice of Peoria, Rives, Roberts, Rodgers of Platt, Roe, Root, Ross, Rowley, Ryan, Schwartz, Shaw, Senne, Sherrill, Short, Smith of Ogle, Springer, Stillwell, Strong, Sullivan, Taylor, Townsend, Trimble, Turner, Vennum, Vocke, Waters, Watkins, Webb, Whitney, Williams, Williamson, Wight, Mr. Speaker. |
|--|---|--|

Those voting in the negative are,

| | | |
|---|--|--|
| Messrs. Casey of Jefferson, Casey of Shelby, Elder, | Messrs. Hundley, Landrum, Morrill, | Messrs. Rice of Sangamon, Roessler. |
|---|--|--|

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform
the Senate thereof, and ask their concurrence therein.

Mr. Haines submitted the following :

Resolved, That when this House adjourn to-day, it be to Monday next, at 10
o'clock A. M.

The Speaker decided that it required a suspension of the rules to
introduce said resolution.

Whereupon,

Mr. Burley moved that the rules be suspended, in order to introduce said resolution ; which motion was not agreed to.

On motion of Mr. Dodge,
The rules were suspended, and
Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the County Agricultural Boards,"

Was taken up, read a first time, and
Ordered to a second reading.

On motion of Mr. Neece,
The rules were suspended, and
Senate bill, No. 237, for "An act to repeal an act therein named, in relation to scales,"

Was taken up, and read a third time.

And the same and all amendments thereto having first been printed,
And the question being, "Shall this bill pass?"

Mr. Lee, at 5:20 o'clock P. M., moved that the House do now adjourn ; which motion was not agreed to.

And the question recurring upon the question, "Shall this bill pass?"

The vote was taken thereon, { Yeas.118
Nays..... 3

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Ayres,
Benson,
Berry,
Boyd,
Braidon,
Briscoe,
Brooks,
Brown of Bond,
Burnside,
Campbell,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Danele,
Davis,
Derrickson,
Dixon,
Dodge,
Dwight,
Easley,
Efner,
Egan,
Elder,
Finley,
Fleaharty,
Foss,

Messrs. Fouke,
Funk,
Gass,
Galloway,
Goodell,
Hall,
Haines,
Hawes,
Heafield,
Hickox,
Hinchcliffe,
Humphrey,
Hundley,
Jeffries,
Johnston,
Jones of Crawford,
King of Cook,
King of Jersey,
Koerner,
Landrum,
Langston,
Latimer,
Lee,
Mauley,
Massenberg,
Mayo,
McConnell,
McElvain,
McMasters,
McMillan,
Merritt,
Miller of Kane,
Miller of Madison,
Miller of St. Clair,
Moffit,
Morgan,
Murray,
Morrill,
Morrison of Cook,

Messrs. Morrison of Monroe,
Morse,
Neece,
Nelson,
North,
Pixley,
Powell,
Pritchard,
Price,
Relse of Logan,
Remeberg,
Rice of Peoria,
Rice of Sangamon,
River,
Roberts,
Roe,
Roessler,
Root,
Ross,
Ryan,
Schwartz,
Sheldon of Champaign,
Sherrill,
Short,
Springer,
Sullivan,
Taylor,
Townsend,
Trimble,
Turner,
Vocke,
Waite,
Waters,
Watkins,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Mr. Carle,

Mr. Galbraith,

Mr. Knoles.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Neece,
The rules were suspended, and
Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"
Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Pending the consideration of which,

On motion of Mr. Edgcomb,
At 6:05 o'clock P. M., the House adjourned.

SATURDAY, APRIL 15, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Dixon,
The further reading of the same was dispensed with.

On motion of Mr. Dixon,
The rules were suspended, and
Senate bill, No. 256, for "An act to create and support a State Institution, to be called 'The Illinois Charitable Eye and Ear Infirmary,' for the treatment of needy persons suffering from diseases of the eye or ear,"

Was taken up, read a second time, and,

On motion of Mr. Finley,
Referred to the committee on appropriations.

Mr. Roe moved that the vote just taken be reconsidered.

On motion of Mr. Crouch,
Said motion was laid upon the table.

On motion of Mr. Dixon,
The rules were suspended, and
Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States,"

Was taken up, read a second time, and,

On motion of Mr. Roe,
The rules were further suspended, and the bill was
Ordered to a third reading.

Mr. Foss moved that when this House adjourn to-day it adjourn at 11 o'clock A. M.; which was agreed to.

On motion of Mr. Schwartz,
The rules were suspended, and
Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,"

Was taken up, read a second time, and,

On motion of Mr. Webb,
The rules were further suspended, and the bill was
Ordered to a third reading.

By unanimous consent,
Mr. Turner presented a bond from one hundred and twenty-two citizens of the city and county of Peoria, guaranteeing the sum of \$805,-203 08 to the State of Illinois, in case the State Capital is permanently located at said city of Peoria, and,

On motion of Mr. Turner,
The Speaker was ordered to file the said bond in the office of the Secretary of State.

By leave,
Mr. Fuller, from the committee on appropriations, submitted the following report:

Your committee on appropriations, to which was referred House bill, No. 196, for "An act to allow Walter B. Caswell the sum of one hundred and sixteen dollars and sixty-seven cents, and interest on the same at ten per cent. per annum, from July first, 1867," have had the same under consideration, and have instructed me to report the same back to this House and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Fuller,
The rules were further suspended, and the bill was read a second time.

On motion of Mr. Fuller,
The rules were still further suspended, and the bill
Ordered to a third reading.

Mr. Jones of Marshall, from the committee on enrolled and engrossed bills, reported that a bill of the following title had been correctly enrolled, April 15, 1871, to-wit:

House bill, No. 6, for "An act to repeal the registry law, and to establish registration in cities, towns and villages of five thousand inhabitants or over, and in counties having one hundred thousand inhabitants and upwards."

Mr. Jones of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, on the 14th day of April, 1871, to-wit:

House bill, No. 111, for "An act to provide for the election of a board of commissioners in Cook county, and to prescribe their duties."

House bill, No. 367, for "An act to fix the time of holding the circuit court in the several counties composing the twenty-first judicial district."

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State arsenal."

Mr. Jones of Marshall, chairman, from the joint committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly enrolled on the 14th day of April, to-wit:

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of House bills of the following titles, to-wit:

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State."

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders,"

Was taken up, read a second time, and,

On motion of Mr. Fuller,

The rules were further suspended, and the bill

Ordered to a third reading.

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural boards,"

Was taken up, read a second time, and,

On motion of Mr. Fuller,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Miller of Kane presented ten petitions, signed by seven hundred legal voters and taxpayers of Kane county, asking that the State capitol be removed from Springfield to Peoria, by direct legislation, or else that the removal be submitted to a vote of the people, and

Said petitions were laid on the table.

Mr. Miller of Kane presented a petition from fifty-six citizens of Cass county, requesting that the question for or against the removal of the State capitol to Peoria, be submitted to a vote of the people; which was

Laid on the table.

On motion of Mr. Kenny,

The rules were suspended, and

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"

Was taken up and read a second time.

Mr. Egan moved that the bill be referred to the committee of the whole; which motion was not agreed to.

On motion of Mr. Kenny,

The rules were further suspended, and the bill

Ordered to a third reading.

Mr. Sullivan moved that the rules be suspended, in order to introduce a resolution,

Which was decided in the affirmative, { Yeas.....121
Nays 5

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Benson,
Berry,
Braiden,
Brayton,
Brooks,
Brown of Massac,
Burley,
Burnside,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Crouch,
Cummings,
Cunningham,
Curtiss,
Daniels,
Derrickson,
Dodge,
Easley,
Edgcomb,
Egner,
Egan,
Elder,
Finley,
Fleharty,
Foss,
Frew,
Fuller,
Funk,
Galbraith,
Galloway,

Messrs. Gase,
Hall,
Haines,
Hawes,
Heafield,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Johnston,
Jones of Marshall,
Kelley,
Kenny,
King of Jersey,
Koerner,
Langston,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McMillan,
Merritt,
Miller of Madison,
Miller of St. Clair,
Morgan,
Murray,
Morris,
Morrison of Cook,
Morrison of Monroe,
Morse,
Musetter,
Nelson,
North,
Olson,
Phelps,

Messrs. Phillips,
Pixley,
Powell,
Pritchard,
Price,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Richardson,
Rodgers of Platt,
Roe,
Roessler,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Caldwell,

Messrs. Carle,
Fouke,

Mr. Rice of Sangamon.

So the rules were suspended.

Mr. Sullivan submitted the following, which was adopted:

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be directed to have published during the recess, and in the

usual form, the journals of both Houses, up to the time of adjournment, for the use of members at the adjourned session: *Provided*, that this publication, so far as it goes, shall be in lieu of that required by law to be made.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Leave was granted Mr. Goodell to record his vote in the affirmative on the passage of Senate bill No. 118 and House bill No. 372.

Leave of absence was granted to Mr. Goodell.

The hour of 11 o'clock A. M. having arrived, the Speaker declared the House adjourned.

MONDAY, APRIL 17, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The Clerk read the journal of Saturday.

Mr. Burley moved that the rules be suspended, in order to take from the committee of the whole and order to a third reading the following bills:

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet."

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the Penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary, at Joliet.'"

Which was decided in the negative, { Yeas..... 85
Nays..... 47

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Bralden,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Egner,
Egan,
Fleaharty,
Foss,
Frew,

Messrs. Fuller,
Galloway,
Hall,
Haines,
Heafield,
Herdman,
Hildrup,
Hitcheliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Latimer,
Lee,
Massenberg,
Mason,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
North,
Olson,
Phelps,
Phillips,
Pritchard,

Messrs. Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Watkins,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Ayres,
Barnes,
Barrett,
Berry,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Coker,
Cunningham,
Dwight,
Easley,
Elder,

Messrs. Finley,
Fouke,
Galbraith,
Gass,
Hundley,
Kenny,
Koerner,
Manley,
Mayo,
McEwen,
McMillan,
Merritt,
Morrill,
Morrison of Monroe,
Musssetter,
Nesce,

Messrs. Nelson,
Pixley,
Powell,
Ralls,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Schwartz,
Short,
Springer,
Stillwell,
Trimble,
Waters,
Webb.

So the House refused to suspend the rules.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 434, for "An act to amend the law concerning township organization," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 308, for "An act providing for the procurement of the portrait of Ex-Governor Thos. Carlin."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolutions, to-wit:

Resolved by the House, the Senate concurring therein, That the General Assembly will adjourn on Monday, April 17, A. D. 1871, until the 15th day of November, A. D. 1871, at 12 o'clock M., and that during such recess, no member, officer or employee, shall receive any pay, per diem or compensation.

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be directed to have published, during the recess, and in the usual form, the journals of both houses, up to the time of adjournment, for the use of members at the adjourned session: *Provided*, that this publication, so far as it goes, shall be in lieu of that required by law to be made.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 539, for "An act supplemental to an act entitled an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same.'"

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

House bill, No. 367, for "An act to fix the time of holding the Circuit Court in the several counties composing the Twenty-first Judicial District."

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes of the year 1870."

House bill, No. 445, for "An act to legalize the action of counties which voted for the township support of paupers."

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," with amendments.

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Sanford,

The rules were suspended, and

Senate message, containing the following joint resolution, was taken up:

Resolved by the Senate, the House of Representatives concurring herein, That the committee, consisting of three members on the part of the Senate, and of five on the part of the House, provided for by law passed by this General Assembly, to investigate the management, discipline and financial condition of the penitentiary at Joliet, and to audit the claims against the same, be appointed by the President of the Senate and the Speaker of the House.

The President of the Senate has appointed as such committee, on the part of the Senate, Senators Crawford, Tincher and Lanning.

And the question being, "Will the House concur with the Senate in the adoption of said joint resolution," it was agreed to.

Mr. Springer moved that the rules be suspended in order to take up and read a third time,

Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,"

Which was decided in the affirmative, { Yeas 91
 { Nays 25

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
 Austin,
 Ayres,
 Barnes,
 Berry,
 Brooks,
 Brown of Massac,
 Burley,
 Burnside,
 Caldwell,
 Carle,
 Casey of Jefferson,
 Casey of Shelby,
 Chandler,
 Clark of Kane,
 Cloud of Morgan,
 Cofer,
 Collins,
 Cummings,
 Cunningham,
 Curtiss,
 Daniels,
 Dodge,
 Dwight,
 Masley,
 Edgcomb,
 Efner,
 Elder,
 Finley,
 Fleharty,
 Frew,

Messrs. Fuller,
 Funk,
 Galbraith,
 Gass,
 Hall,
 Haines,
 Herdman,
 Hinchcliffe,
 Humphrey,
 Hundley,
 Kenny,
 King of Cook,
 Koerner,
 Manley,
 Mason,
 Mayo,
 McMillan,
 Merritt,
 Murray,
 Morrill,
 Morris,
 Morrison of Cook,
 Morrison of Monroe,
 Morse,
 Mussetter,
 Neece,
 Nelson,
 Phelps,
 Pixley,
 Powell,

Messrs. Pritchard,
 Price,
 Reinhardt,
 Reise of Logan,
 Rice of Peoria,
 Rice of Sangamon,
 Rich,
 Rives,
 Roberts,
 Roen,
 Rowley,
 Ryan,
 Sanford,
 Schwartz,
 Shelton of Warren,
 Sherrill,
 Short,
 Springer,
 Stillwell,
 Sullivan,
 Townsend,
 Trimble,
 Turner,
 Vennum,
 Waters,
 Watkins,
 Webb,
 Williamson,
 Wight,
 Mr. Speaker.

Those voting in the negative are,

Messrs. Benson,
 Campbell,
 Davis,
 Derrickson,
 Egan,
 Foss,
 Galloway,
 Headfield,
 Hunter,

Messrs. Johnston,
 Jones of Marshall,
 King of Jersey,
 Lee,
 Massenberg,
 Morgan,
 North,
 Olson,

Messrs. Phillips,
 Ralla,
 Remsberg,
 Shaw,
 Smith of Ogle,
 Strong,
 Vocke,
 Walte.

So the rules were suspended, and

Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 109
 { Nays 7

Those voting in the affirmative are,

Messrs. Armstrong,
 Austin,
 Ayres,
 Barnes,
 Berry,
 Braiden,
 Brayton,
 Brown of Bond,
 Brown of Massac,
 Burley,
 Burnside,
 Caldwell,
 Campbell,
 Carle,
 Gary

Messrs. Casey of Jefferson,
 Casey of Shelby,
 Cavan,
 Chandler,
 Clark of Kane,
 Clark of La Salle,
 Cloud of Morgan,
 Clow,
 Cofer,
 Collins,
 Cummings,
 Cunningham,
 Curtiss,
 Daniels,
 Derrickson,

Messrs. Dodge,
 Dwight,
 Masley,
 Edgcomb,
 Efner,
 Egan,
 Elder,
 Finley,
 Fleharty,
 Fouke,
 Frew,
 Fuller,
 Galbraith,
 Galloway,
 Gass,

Messrs. Hall,
Haines,
Hesfield,
Herdman,
Hinchcliff,
Humphrey,
Hundley,
Johnston,
Kenny,
King of Cook,
Koerner,
Lee,
Manley,
Mastenber,
Mason,
Mayo,
McConnell,
McMillan,
Merritt,
Murray,
Morrill,
Morris,

Messrs. Morrison of Cook,
Morrison of Monroe,
Mussetter,
Neece,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Shaw,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Turner,
Vocke,
Walte,
Waters,
Watkins,
Webb,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Davis,
King of Jersey,
Morse,

Messrs. Phillips,
Rodgers of Platt,

Messrs. Ross,
Vennum.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House concurring herein, That members of the joint committee to examine the accounts of the police commissioners of East St. Louis, shall be allowed their per diem as members during the time actually employed, during the recess, in their services on such committee.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Leave of absence was granted Mr. Sheldon.

On motion of Mr. Turner,
The rules were suspended, and

Mr. Turner submitted the following :

Resolved, That the Clerk of the House, with two assistants, to be designated by the Speaker, be allowed thirty days during the recess of this General Assembly, in which to carefully revise, correct and prepare for copying and publication, the journals of the House ; and the Clerk is hereby directed to take charge of all bills, reports and other papers now in possession of the House, and also of all printed matter in the possession of the House ; and he shall carefully keep and preserve the same until the adjourned meeting of this General Assembly ; and the Clerk is also directed, immediately upon the adjournment of the General Assembly, to prepare a synopsis of all House bills and all Senate bills reported to the House, showing the action had upon each, and the order upon which each bill stands, and cause to be printed two thousand copies of the same ; and he is also directed to mail to each member of the House five copies of said synopsis, and the balance he shall keep and preserve for the use of the House at the adjourned session ; and the Clerk is also directed to have all bills, papers, and printed matter belonging to the House, with him at the opening of the adjourned session in Chicago ; and he shall see that the hall and other rooms tendered by the citizens of Chicago for the use of the House of Representatives at the adjourned session, is properly arranged and prepared for their use and occupation ; and for his services he shall

receive the per diem now allowed him by law, to be certified by the Speaker of the House.

Resolved, That the Speaker be and is hereby authorized to retain in the employ of the House, the Postmaster or one of the assistants, for the purpose of taking charge of and forwarding mail, not to exceed five days after adjournment; and also the Doorkeeper and one assistant, for such length of time (not to exceed ten days) as may be necessary to properly dispose of the State property in his charge; and that they receive their usual per diem therefor.

The question being upon the adoption of said resolutions,
Mr. Cummings moved the previous question.

And the question being, “ Shall the main question be now put ?”

It was decided in the affirmative, { Yeas..... 84
 { Nays 39

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Benson, Berry, Briden, Brayton, Brooks, Brown of Bond, Burley, Burnside, Caldwell, Campbell, Casey of Shelby, Cavan, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, Elder, Egan, | Messrs. Fleharty, Foss, Frew, Fuller, Galloway, Hall, Haines, Headfield, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, King of Cook, King of Jersey, Koerner, Latimer, Lee, Massenberg, Mason, McMillan, Morgan, Murray, Morrison of Cook, Morre, Olson, Phelps, Pixley, | Messrs. Pritchard, Price, Ralls, Reinhardt, Remsburg, Rice of Peoria, Roberts, Rodgers of Platt, Root, Ross, Rowley, Ryan, Shaw, Serne, Shelton of Warren, Sherrill, Smith of Ogle, Stillwell, Sullivan, Townsend, Turner, Vennum, Vocke, Waite, Watkins, Williams, Williamson, Wight. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|---|--|
| Messrs. Armstrong, Barnes, Barrett, Carle, Cary, Casey of Jefferson, Chandler, Cloud of Morgan, Cofer, Cunningham, Elder, Finley, Fouke, | Messrs. Galbraith, Herdman, Hinchcliffe, Hundley, Kenny, Manley, Mayo, McConnell, Merritt, Morrill, Morrison of Monroe, Mussetter, Neece, | Messrs. Nelson, Powell, Rise of Logan, Rice of Sangamon, Rich, Rives, Sanford, Schwartz, Springer, Trimble, Waters, Webb, Mr. Speaker. |
|--|---|--|

So the main question was ordered.

The question recurring upon the adoption of the resolution submitted by Mr. Turner,

It was decided in the affirmative, { Yeas. 82
 { Nays 45

The yeas and nays being demanded by five members.

receive the per diem now allowed him by law, to be certified by the Speaker of the House.

Resolved, That the Speaker be and is hereby authorized to retain in the employ of the House, the Postmaster or one of the assistants, for the purpose of taking charge of and forwarding mail, not to exceed five days after adjournment; and also the Doorkeeper and one assistant, for such length of time (not to exceed ten days) as may be necessary to properly dispose of the State property in his charge; and that they receive their usual per diem therefor.

The question being upon the adoption of said resolutions,

Mr. Cummings moved the previous question.

And the question being, "Shall the main question be now put?"

| | | |
|------------------------------------|------------|----|
| It was decided in the affirmative, | Yeas..... | 84 |
| | Nays | 39 |

The veas and nays being demanded by five members.

Those voting in the affirmative are.

Members. Benson,
Berry,
Braden,
Brayton,
Brooks,
Brown of Bond,
Burley,
Burnside,
Caldwell,
Campbell,
Casey of Shelby,
Cavan,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Daniels,
Davis,
Derricksom,
Dixon,
Dodge,
Dwight,
Easley,
Ester,
Egan.

Measures. Flaherty,
Foss,
Frew,
Fuller,
Galloway,
Hall,
Haines,
Heasfield,
Hildrup,
Humphreys,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Koerner,
Latimer,
Lee,
Massenbourg,
Mason,
McNillan,
Morgan,
Murray,
Morrison of Cook,
Morris,
Olson,
Phelps,
Pixley.

Messrs. Pritchard,
Price,
Ralla,
Reinhardt,
Remsburg,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Root,
Roes,
Rowley,
Ryan,
Shaw,
Searns,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Sullivan,
Townsend,
Turner,
Vennum,
Voeck,
Waite,
Watkins,
Williams,
Williamson,
Wright.

Those voting in the negative are,

Names. Armstrong,
Barnes,
Barrett,
Carle,
Cary,
Casey of Jefferson,
Chandler,
Cloud of Morgan,
Cofer,
Cunningham,
Elder,
Finley,
Foske.

Messrs. Galbraith,
Herdman,
Hinchcliffe,
Hundley,
Kenny,
Manley,
Mayo,
McConnell,
Merritt,
Morrill,
Morrison of Monroe,
Munssetter,
Nesce.

Messrs. Nelson,
 Powell,
 Bates of Logan,
 Rice of Sangamon,
 Rich,
 Rives,
 Sanford,
 Schwartz,
 Springer,
 Trimble,
 Waters,
 Webb,
 Mr. Speaker.

So the main question was ordered.

The question recurring upon the adoption of the resolution submitted by Mr. Turner,

| | | |
|------------------------------|------------|----|
| Answered in the affirmative, | Yeas. | 82 |
| | Nays. | 45 |

~~was~~ demanded by five members.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Neece,
The rules were suspended, and
Senate bill, No. 150, for "An act to enable towns and villages in this State, having commons, to grant and alienate the same,"
Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

Pending the consideration of which,

On motion of Mr. Edgcomb,
At 6:05 o'clock P. M., the House adjourned.

SATURDAY, APRIL 15, 1871.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Robertson.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Dixon,
The further reading of the same was dispensed with.

On motion of Mr. Dixon,
The rules were suspended, and
Senate bill, No. 256, for "An act to create and support a State Institution, to be called 'The Illinois Charitable Eye and Ear Infirmary,' for the treatment of needy persons suffering from diseases of the eye or ear,"

Was taken up, read a second time, and,

On motion of Mr. Finley,
Referred to the committee on appropriations.

Mr. Roe moved that the vote just taken be reconsidered.

On motion of Mr. Crouch,
Said motion was laid upon the table.

On motion of Mr. Dixon,
The rules were suspended, and
Senate bill, No. 182, for "An act to authorize and empower the copying of the original field notes of the United States surveys of the State of Illinois, transferred from the Surveyor General's office to the State, under an act of Congress of the United States,"

Was taken up, read a second time, and,

On motion of Mr. Roe,
The rules were further suspended, and the bill was
Ordered to a third reading.

Mr. Foss moved that when this House adjourn to-day it adjourn at 11 o'clock A. M.; which was agreed to,

On motion of Mr. Schwartz,
The rules were suspended, and
Senate bill, No. 232, for "An act to provide funds for the continu-
ance of the work upon the Southern Insane Asylum, located at Anna,
in the State of Illinois,"

Was taken up, read a second time, and,

On motion of Mr. Webb,
The rules were further suspended, and the bill was
Ordered to a third reading.

By unanimous consent,

Mr. Turner presented a bond from one hundred and twenty-two cit-
izens of the city and county of Peoria, guaranteeing the sum of \$805,-
203 08 to the State of Illinois, in case the State Capital is permanently
located at said city of Peoria, and,

On motion of Mr. Turner,

The Speaker was ordered to file the said bond in the office of the
Secretary of State.

By leave,

Mr. Fuller, from the committee on appropriations, submitted the fol-
lowing report:

Your committee on appropriations, to which was referred House
bill, No. 196, for "An act to allow Walter B. Caswell the sum of one
hundred and sixteen dollars and sixty-seven cents, and interest on the
same at ten per cent. per annum, from July first, 1867," have had the
same under consideration, and have instructed me to report the same
back to this House and recommend its passage.

The report of the committee was concurred in, and the bill
Ordered to a second reading.

On motion of Mr. Fuller,

The rules were further suspended, and the bill was read a second
time.

On motion of Mr. Fuller,

The rules were still further suspended, and the bill
Ordered to a third reading.

Mr. Jones of Marshall, from the committee on enrolled and en-
grossed bills, reported that a bill of the following title had been cor-
rectly enrolled, April 15, 1871, to-wit:

House bill, No. 6, for "An act to repeal the registry law, and to es-
tablish registration in cities, towns and villages of five thousand inhab-
itants or over, and in counties having one hundred thousand inhabi-
tants and upwards."

Mr. Jones of Marshall, from the joint committee on enrolled and en-
grossed bills, begs leave to report that bills of the following titles have
been correctly enrolled, on the 14th day of April, 1871, to-wit:

House bill, No. 111, for "An act to provide for the election of a board
of commissioners in Cook county, and to prescribe their duties."

House bill, No. 367, for "An act to fix the time of holding the
circuit court in the several counties composing the twenty-first judicial
district."

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State arsenal."

Mr. Jones of Marshall, chairman, from the joint committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly enrolled on the 14th day of April, to-wit:

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of House bills of the following titles, to-wit :

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State."

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

House bill, No. 372, for "An act regulating the receiving, transportation and delivery of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 203, for "An act providing for the payment of the school tax fund orders and the school fund interest orders,"

Was taken up, read a second time, and,

On motion of Mr. Fuller,

The rules were further suspended, and the bill
Ordered to a third reading.

On motion of Mr. Fuller,

The rules were suspended, and

Senate bill, No. 262, for "An act to appropriate moneys in aid of the State Board of Agriculture, and of the county agricultural boards,"

Was taken up, read a second time, and,

On motion of Mr. Fuller,

The rules were further suspended, and the bill
Ordered to a third reading.

Mr. Miller of Kane presented ten petitions, signed by seven hundred legal voters and taxpayers of Kane county, asking that the State capitol be removed from Springfield to Peoria, by direct legislation, or else that the removal be submitted to a vote of the people, and

Said petitions were laid on the table.

Mr. Miller of Kane presented a petition from fifty-six citizens of Cass county, requesting that the question for or against the removal of the State capitol to Peoria, be submitted to a vote of the people; which was

Laid on the table.

On motion of Mr. Kenny,
The rules were suspended, and
Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships, cities and towns,' in force April 16, 1869,"

Was taken up and read a second time.

Mr. Egan moved that the bill be referred to the committee of the whole; which motion was not agreed to.

On motion of Mr. Kenny,
The rules were further suspended, and the bill
Ordered to a third reading.

Mr. Sullivan moved that the rules be suspended, in order to introduce a resolution,

Which was decided in the affirmative, { Yeas.....121
Nays 5

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| Messrs. | Messrs. | Messrs. |
|---------------------|----------------------|--------------------|
| Armstrong, | Garr, | Phillips, |
| Austin, | Hall, | Pixley, |
| Ayres, | Haines, | Powell, |
| Benson, | Hawes, | Pritchard, |
| Berry, | Heafield, | Price, |
| Braiden, | Herdman, | Ralls, |
| Brayton, | Hildrup, | Reese, |
| Brooks, | Blackcliff, | Reinhardt, |
| Brown of Massac, | Humphrey, | Reise of Logan, |
| Burley, | Hunter, | Rensberg, |
| Burnside, | Jeffries, | Rice of Peoria, |
| Carpenter, | Johnston, | Richardson, |
| Cary, | Jones of Marshall, | Rodgers of Platt, |
| Casey of Jefferson, | Kelley, | Roe, |
| Casey of Shelby, | Kenny, | Roesler, |
| Chandler, | King of Jersey, | Root, |
| Clark of LaSalle, | Koerner, | Ross, |
| Cloud of Morgan, | Langston, | Ryan, |
| Clow, | Latimer, | Sanford, |
| Cofer, | Lee, | Schwartz, |
| Collins, | Manley, | Shaw, |
| Crouch, | Massenberg, | Senne, |
| Cummings, | Mason, | Shelton of Warren, |
| Cunningham, | Mayo, | Sherrill, |
| Curtiss, | McConnell, | Smith of Ogle, |
| Daniels, | McMillan, | Springer, |
| Derrickson, | Merritt, | Stillwell, |
| Dodge, | Miller of Madison, | Strong, |
| Easley, | Miller of St. Clair, | Sullivan, |
| Edgcomb, | Morgan, | Townsend, |
| Elmer, | Murray, | Turner, |
| Egan, | Morris, | Vennum, |
| Elder, | Morrison of Cook, | Vocke, |
| Finley, | Morrison of Monroe, | Waters, |
| Fleaharty, | Morse, | Webb, |
| Foss, | Mussetter, | Whitney, |
| Frew, | Nelson, | Williams, |
| Fuller, | North, | Williamson, |
| Funk, | Olson, | Wight, |
| Gafrath, | Phelps, | Mr. Speaker. |
| Galloway, | | |

Those voting in the negative are,

| Messrs. | Messrs. | |
|-----------|---------|-----------------------|
| Allen, | Carle, | Mr. Rice of Sangamon. |
| Caldwell, | Fouke, | |

So the rules were suspended.

Mr. Sullivan submitted the following, which was adopted :

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be directed to have published during the recess, and in the

usual form, the journals of both Houses, up to the time of adjournment, for the use of members at the adjourned session: *Provided*, that this publication, so far as it goes, shall be in lieu of that required by law to be made.

Ordered that the Clerk inform the Senate thereof, and ask their concurrence therein.

Leave was granted Mr. Goodell to record his vote in the affirmative on the passage of Senate bill No. 118 and House bill No. 372.

Leave of absence was granted to Mr. Goodell.

The hour of 11 o'clock A. M. having arrived, the Speaker declared the House adjourned.

MONDAY, APRIL 17, 1871.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Lombard.

The Clerk read the journal of Saturday.

Mr. Burley moved that the rules be suspended, in order to take from the committee of the whole and order to a third reading the following bills:

Senate bill, No. 186, for "An act to provide for the management of the Illinois State Penitentiary at Joliet."

Senate bill, No. 231, for "An act to make appropriations for maintaining and carrying on the Penitentiary at Joliet, and supplemental to an act entitled 'an act to provide for the management of the Illinois State Penitentiary, at Joliet.'"

Which was decided in the negative, { Yeas..... 85
Nays..... 47

Two-thirds not voting in the affirmative.

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Braidon,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Clow,
Collins,
Crouch,
Cummings,
Curtiss,
Davis,
Derrickson,
Dixon,
Dodge,
Edgcomb,
Efner,
Egan,
Fleharty,
Foss,
Frew,

Messrs. Fuller,
Galloway,
Hall,
Haines,
Headfield,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Johnston,
Jones of Marshall,
King of Cook,
King of Jersey,
Latimer,
Lee,
Massenberg,
Mason,
McConnell,
Morgan,
Morris,
Morrison of Cook,
Morse,
North,
Olson,
Phelps,
Phillips,
Pritchard,

Messrs. Price,
Reinhardt,
Rensberg,
Rice of Peoria,
Roberts,
Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Strong,
Sullivan,
Townsend,
Turner,
Vennum,
Vocke,
Waite,
Watkins,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Ayres,
Barnes,
Barrett,
Berry,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cloud of Morgan,
Cofer,
Cunningham,
Dwight,
Easley,
Elder,

Messrs. Finley,
Fouke,
Galbraith,
Gass,
Hundley,
Kenny,
Koerner,
Manley,
Mayo,
McEwen,
McMillan,
Merritt,
Morrill,
Morrison of Monroe,
Musssetter,
Nesce,

Messrs. Nelson,
Pixley,
Powell,
Ralls,
Relse of Logan,
Rice of Sangamon,
Rich,
Rives,
Schwartz,
Short,
Springer,
Stillwell,
Trimble,
Waters,
Webb.

So the House refused to suspend the rules.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 434, for "An act to amend the law concerning township organization," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 308, for "An act providing for the procurement of the portrait of Ex-Governor Thos. Carlin."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolutions, to-wit:

Resolved by the House, the Senate concurring therein, That the General Assembly will adjourn on Monday, April 17, A. D. 1871, until the 15th day of November, A. D. 1871, at 12 o'clock M., and that during such recess, no member, officer or employee, shall receive any pay, per diem or compensation.

Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be directed to have published, during the recess, and in the usual form, the journals of both houses, up to the time of adjournment, for the use of members at the adjourned session: *Provided*, that this publication, so far as it goes, shall be in lieu of that required by law to be made.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 539, for "An act supplemental to an act entitled an act to fix the number of employees of the Twenty-seventh General Assembly, and the compensation of the same.'"

A message from the Governor, by E. B. Harlan, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, to-wit:

Senate bill, No. 148, for "An act making appropriations for the Illinois Industrial University."

Senate bill, No. 193, for "An act to appoint commissioners to construct the Southern Illinois Insane Asylum and the Southern Illinois Normal University, and to make an appropriation therefor."

Senate bill, No. 198, for "An act making appropriations for the State Reform School."

Senate bill, No. 171, for "An act to create a department of agriculture in the State of Illinois."

Senate bill, No. 62, for "An act to prohibit persons from hunting within the inclosures of others, without leave."

House bill, No. 367, for "An act to fix the time of holding the Circuit Court in the several counties composing the Twenty-first Judicial District."

House bill, No. 507, for "An act making an appropriation to pay H. G. Fitzhugh for labor in repairing the State Arsenal."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes of the year 1870."

House bill, No. 445, for "An act to legalize the action of counties which voted for the township support of paupers."

House bill, No. 420, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," with amendments.

House bill, No. 441, for "An act to provide for the ordinary and contingent expenses of the government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Sanford,

The rules were suspended, and

Senate message, containing the following joint resolution, was taken up:

Resolved by the Senate, the House of Representatives concurring herein, That the committee, consisting of three members on the part of the Senate, and of five on the part of the House, provided for by law passed by this General Assembly, to investigate the management, discipline and financial condition of the penitentiary at Joliet, and to audit the claims against the same, be appointed by the President of the Senate and the Speaker of the House.

The President of the Senate has appointed as such committee, on the part of the Senate, Senators Crawford, Tincher and Lanning.

And the question being, "Will the House concur with the Senate in the adoption of said joint resolution," it was agreed to.

Mr. Springer moved that the rules be suspended in order to take up and read a third time,

Senate bill, No. 232, for "An act to provide funds for the continuance of the work upon the Southern Insane Asylum, located at Anna, in the State of Illinois,"

Which was decided in the affirmative, { Yeas91
Nays25

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|--|
| Messrs. Armstrong, Austin, Ayres, Barnes, Berry, Brooks, Brown of Massac, Burley, Burnside, Caldwell, Carle, Casey of Jefferson, Casey of Shelby, Chandler, Clark of Kane, Cloud of Morgan, Cofer, Collins, Cummings, Cunningham, Curtiss, Daniels, Dodge, Dwight, Kasley, Edgcomb, Efner, Elder, Finley, Fleharty, Frew, | Messrs. Fuller, Funk, Galbraith, Gass, Hall, Haines, Herdman, Hinchcliffe, Humphrey, Hundley, Kenny, King of Cook, Koerner, Manley, Mason, Mayo, McMillan, Merritt, Murray, Morrill, Morris, Morrison of Cook, Morrison of Monroe, Morse, Musetter, Neece, Nelson, Phelps, Pixley, Powell, | Messrs. Pritchard, Price, Reinhardt, Reise of Logan, Rice of Peoria, Rice of Sangamon, Rich, Rives, Roberts, Ross, Rowley, Ryan Sanford, Schwartz. Shelton of Warren, Sherriff, Short, Springer, Stillwell, Sullivan, Townsend, Trimble, Turner, Vennum, Waters, Watkins, Webb, Williamson, Wight, Mr. Speaker. |
|---|---|--|

Those voting in the negative are,

| | | |
|---|--|--|
| Messrs. Benson, Campbell, Davis, Derrickson, Egan, Foss, Galloway, Headfield, Hunter, | Messrs. Johnston, Jones of Marshall, King of Jersey, Lee, Massenberg, Morgan, North, Olson, | Messrs. Phillips, Ralls, Rensberg, Shaw, Smith of Ogle, Strong, Vocke, Walte. |
|---|--|--|

So the rules were suspended, and

Senate bill, No. 232, for "An act to provide funds for the continu-
ance of the work upon the Southern Insane Asylum, located at Anna,
in the State of Illinois,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been
printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas109
Nays 7

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Armstrong, Austin, Ayres, Barnes, Berry, Braiden, Brayton, Brown of Bond, Brown of Massac, Burley, Burnside, Caldwell, Campbell, Carle, Gary | Messrs. Casey of Jefferson, Casey of Shelby, Cavan, Chandler, Clark of Kane, Clark of La Salle, Cloud of Morgan, Clow, Cofer, Collins, Cummings, Cunningham, Curtiss, Daniels, Derrickson, | Messrs. Dodge, Dwight, Kasley, Edgcomb, Efner, Egan, Elder, Finley, Fleharty, Fouke, Frew, Fuller, Galbraith, Galloway, Gass, |
|--|--|---|

Messrs. Hall,
Haines,
Headfield,
Herdman,
Hitchcliff,
Humphrey,
Hundley,
Johnston,
Kenny,
King of Cook,
Koerner,
Lee,
Manley,
Masenber,
Mason,
Mayo,
McConnell,
McMillan,
Merritt,
Murray,
Morrill,
Morris,

Messrs. Morrison of Cook,
Morrison of Monroe,
Mussatter,
Neece,
Phelps,
Pixley,
Powell,
Pritchard,
Price,
Reinhardt,
Reise of Logan,
Rice of Peoria,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Root,
Rowley,
Ryan,
Sanford,
Schwartz,

Messrs. Shaw,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Sullivan,
Townsend,
Trimble,
Turner,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Williams,
Williamson,
Wight,
Wright,
Mr. Speaker.

Those voting in the negative are,

Messrs. Davis,
King of Jersey,
Morse,

Messrs. Phillips,
Rodgers of Platt,

Messrs. Ross,
Vennum.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

Resolved by the Senate, the House concurring herein, That members of the joint committee to examine the accounts of the police commissioners of East St. Louis, shall be allowed their per diem as members during the time actually employed, during the recess, in their services on such committee.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Leave of absence was granted Mr. Sheldon.

On motion of Mr. Turner,
The rules were suspended, and

Mr. Turner submitted the following :

Resolved, That the Clerk of the House, with two assistants, to be designated by the Speaker, be allowed thirty days during the recess of this General Assembly, in which to carefully revise, correct and prepare for copying and publication, the journals of the House ; and the Clerk is hereby directed to take charge of all bills, reports and other papers now in possession of the House, and also of all printed matter in the possession of the House ; and he shall carefully keep and preserve the same until the adjourned meeting of this General Assembly ; and the Clerk is also directed, immediately upon the adjournment of the General Assembly, to prepare a synopsis of all House bills and all Senate bills reported to the House, showing the action had upon each, and the order upon which each bill stands, and cause to be printed two thousand copies of the same ; and he is also directed to mail to each member of the House five copies of said synopsis, and the balance he shall keep and preserve for the use of the House at the adjourned session ; and the Clerk is also directed to have all bills, papers, and printed matter belonging to the House, with him at the opening of the adjourned session in Chicago ; and he shall see that the hall and other rooms tendered by the citizens of Chicago for the use of the House of Representatives at the adjourned session, is properly arranged and prepared for their use and occupation ; and for his services he shall

receive the per diem now allowed him by law, to be certified by the Speaker of the House.

Resolved, That the Speaker be and is hereby authorized to retain in the employ of the House, the Postmaster or one of the assistants, for the purpose of taking charge of and forwarding mail, not to exceed five days after adjournment; and also the Doorkeeper and one assistant, for such length of time (not to exceed ten days) as may be necessary to properly dispose of the State property in his charge; and that they receive their usual per diem therefor.

The question being upon the adoption of said resolutions,
Mr. Cummings moved the previous question.

And the question being, " Shall the main question be now put ?"

It was decided in the affirmative, { Yeas..... 84
 Nays 39

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|---|---|---|
| Messrs. Benson, Berry, Briden, Brayton, Brooks, Brown of Bond, Burley, Burnside, Caldwell, Campbell, Casey of Shelby, Cavan, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Curtiss, Daniels, Davis, Derrickson, Dixon, Dodge, Dwight, Easley, Elder, Egan, | Messrs. Fleharty, Foss, Frew, Fuller, Galloway, Hall, Haines, Headfield, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, King of Cook, King of Jersey, Koerner, Latimer, Lee, Massenberg, Mason, McMillan, Morgan, Murray, Morrison of Cook, Morre, Olson, Phelps, Pixley, | Messrs. Pritchard, Price, Ralls, Reinhardt, Remsburg, Rice of Peoria, Roberts, Rodgers of Platt, Root, Ross, Rowley, Ryan, Shaw, Serne, Shelton of Warren, Sherrill, Smith of Ogle, Stillwell, Sullivan, Townsend, Turner, Vennum, Vocke, Waite, Watkins, Williams, Williamson, Wight. |
|---|---|---|

Those voting in the negative are,

| | | |
|--|--|--|
| Messrs. Armstrong, Barnes, Barrett, Carle, Cary, Casey of Jefferson, Chandler, Cloud of Morgan, Cofer, Cunningham, Elder, Finley, Fouke, | Messrs. Galbraith, Herdman, Hinckcliffe, Hundley, Kenny, Manley, Mayo, McConnell, Merritt, Morrill, Morrison of Monroe, Musetter, Neece, | Messrs. Nelson, Powell, Rise of Logan, Rice of Sangamon, Rich, Rives, Sanford, Schwartz, Springer, Trimble, Waters, Webb, Mr. Speaker. |
|--|--|--|

So the main question was ordered.

The question recurring upon the adoption of the resolution submitted by Mr. Turner,

It was decided in the affirmative, { Yeas. 82
 Nays 45

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|---|
| Messrs. Armstrong, Austin, Benson, Berry, Braidon, Brayton, Burley, Burnside, Caldwell, Campbell, Carpenter, Cavan, Chandler, Clark of Kane, Clark of LaSalle, Clow, Collins, Crouch, Cummings, Daniels, Davis, Derrickson, Dixon, Dodge, Edgcomb, Efner, Egan, Fleharty, | Messrs. Foss, Frow, Fuller, Gass, Galloway, Haines, Headfield, Hildrup, Humphrey, Hunter, Johnston, Jones of Marshall, Kenney, King of Cook, King of Jersey, Koerner, Latimer, Lee, Manley, Massenberg, Mason, McMillan, Morgan, Morrison of Cook, North, Olson, Phelps, | Messrs. Phillips, Pritchard, Price, Ralls, Remsburg, Rice of Peoria, Kives, Roberts, Root, Ryan, Shaw, Senne, Shelton of Warren, Sherrill, Short, Smith of Ogle, Stillwell, Sullivan, Townsend, Turner, Vennum, Vocke, Waite, Watkins, Williams, Williamson, Wight, |
|--|--|---|

Those voting in the negative are,

| | | |
|--|---|---|
| Messrs. Ayres, Barnes, Barrett, Brown of Bond, Carle, Casey of Jefferson, Casey of Shelby, Cloud of Morgan, Coser, Cunningham, Dwight, Easley, Elder, Finley, Fouke, | Messrs. Galbraith, Herdman, Hinchcliffe, Hundley, Mayo, McConnell, McEwen, Merritt, Morrill, Morrison of Monroe, Morre, Mussetter, Neece, Nelson, Pixley, | Messrs. Powell, Reinhardt, Rice of Sangamon, Rich, Rodgers of Madison, Rodgers of Platt, Roar, Rowley, Sanford, Schwartz, Springer, Trimble, Watson, Webb, Mr. Speaker. |
|--|---|---|

So the resolution was adopted.

On motion of Mr. Daniels,

The rules were suspended, and Senate message containing the following joint resolution was taken up :

Resolved by the Senate, the House concurring herein, That there shall be reprinted two thousand two hundred copies of the report of the Superintendent of Public Instruction ; twenty-five hundred copies of the report of the Board of Public Charities ; three thousand copies of the report of the State Entomologist ; and one thousand copies of the report of the Canal Commissioners.

And the question being, " Will the House concur with the Senate in the adoption of said joint resolution ?"

It was decided in the negative, { Yeas..... 60
Nays 65

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|---|---|
| Messrs. Austin, Ayres, Braidon, Brayton, Burley, Carpenter, Chandler, Clark of Kane, Clow, | Messrs. Collins, Crouch, Curtiss, Daniel, Davis, Derrickson, Dixon, Dodge, Efner, | Messrs. Fleharty, Foss, Frow, Fuller, Gass, Galloway, Haines, Headfield, Hildrup, |
|--|---|---|

Messrs. Humphrey,
Hundley,
Hunter,
King of Cook,
Koerner,
Lee,
Massenberg,
Mason,
Mayo,
McEwen,
McMillan,

Messrs. Morgan,
Morrison of Cook,
Mussetter,
Phelps,
Pixley,
Pritchard,
Price,
Remsburg,
Roberts,
Root,
Ryan,

Messrs. Shaw,
Senne,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Vennum,
Walte,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Armstrong,
Barnes,
Barretr,
Benson,
Berry,
Burnside,
Caldwell,
Campbell,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Clark of LaSalle,
Cloud of Morgan,
Cofer,
Cummings,
Cunningham,
Dwight,
Easley,
Edgecomb,
Egan,
Elder,

Messrs. Finley,
Fouke,
Galbraith,
Hall,
Herdman,
Hinchcliffe,
Johnston,
Jones of Marshall,
Kenny,
King of Jersey,
Latimer,
Manley,
McConnell,
Merritt,
Murray,
Morrill,
Morris,
Morrison of Monroe,
Morse,
Neece,
Nelson,
Olson,

Messrs. Phillips,
Powell,
Reinhardt,
Reise of Logan,
Rice of Sangamon,
Rich,
Rives,
Rodgers of Madison,
Rodgers of Platt,
Ross,
Rowley,
Sanford,
Schwartz,
Springer,
Sullivan,
Trimble,
Turner,
Vocke,
Waters,
Webb,
Mr. Speaker.

So the resolution was not concurred in.

On motion of Mr. Cloud of Morgan,

The rules were suspended, and

Mr. Cloud of Morgan submitted the following resolution, which was adopted :

Resolved, That the committee appointed by this House to investigate the construction and financial management of the new State House, be allowed their per diem, as members of this House, while necessarily engaged in this investigation.

By leave, Mr. Derrickson, from the committee on appropriations, reported back Senate bill, No. 256, for "An act to create and support a State Institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear," with the recommendation that it do pass.

The report of the committee was concurred in, and

Mr. Derrickson moved that the rules be suspended, and the bill be put upon its passage,

Which was decided in the affirmative, { Yeas 89
Nays 37

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Barnes,
Berry,
Braidon,
Brayton,
Brooks,
Burley,
Caldwell,
Campbell,
Carpenter,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle

Messrs. Cloud of Morgan,
C'low,
Collins,
Cummings,
Curtiss,
Daniels,
Davis,
Derrickson,
Dodge,
Efner,
Egan,
Fleharty,
Foss,
Fuller,
Galbraith,
Galloway

Messrs. Gas,
Hall,
Haines,
He field,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jeffries,
Jones of Marshall,
Kelley,
King of Cook,
Koerner,
Latimer,
Lee,
Mason,

Messrs. McMillan,
Merritt,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Nelson,
North,
Olson,
Phelps,
Pixley,
Powell,
Pritchard,
Price,

Messrs. Reinhardt,
Remsburg,
Rice of Peoria,
Rives,
Roberts,
Rodgers of Piatt,
Root,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Sherrill,

Messrs. Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Williams,
Williamson,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Allen,
Barrett,
Benson,
Brown of Bond,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Cofer,
Crouch,
Cunningham,
Dwight,
Easley,

Messrs. Edgcomb,
Elder,
Fouke,
Herdman,
Hundley,
Johnston,
King of Jersey,
Manley,
Massenberg,
McConnell,
McEwen,
Murray,

Messrs. Morrill,
Morse,
Murretter,
Neece,
Phillips,
Ralls,
Rice of Sangamon,
Rich,
Rodgers of Madison,
Ross,
Rowley,
Trimble.

So the rules were suspended, and

Senate bill, No. 256, for "An act to create and support a State Institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear," was taken up,

And the same having previously been read a third time,
And the question being, "Shall this bill pass?"

Mr. Murray, at 12:26 o'clock P. M., moved that the House do now adjourn; which motion was not agreed to.

And the question recurring upon the question, "Shall the bill pass?"

The vote was taken thereon : { Yeas103
Nays 26

Those voting in the affirmative are,

Messrs. Armstrong,
Austin,
Ayres,
Barner,
Berry,
Bralden,
Brayton,
Brooks,
Brown of Massac,
Burley,
Caldwell,
Campbell,
Carpenter,
Cary,
Cavan,
Chandler,
Clark of Kane,
Clark of LaSalle,
Cloud of Morgan,
Clow,
Collins,
Cummings,
Curtiss,
Daniels,
Davis,
Derrickson,
Dixon,
Dodge,
Efner,
Egan,
Finley,
Fleharty,
Foss,
Fouke,
Fuller,

Messrs. Galbraith,
Galloway,
Gass,
Gillham,
Haines,
Heafield,
Hildrup,
Hinchcliffe,
Humphrey,
Hunter,
Jones of Marshall,
Kenny,
King of Cook,
Koerner,
Latimer,
Lee,
Massenberg,
Maron,
Mayo,
McConnell,
McEwen,
McMillan,
Merritt,
Miller of St. Clair,
Morgan,
Morris,
Morrison of Cook,
Morrison of Monroe,
Nelson,
North,
Olson,
Phelps,
Pixley,
Powell,

Messrs. Pritchard,
Price,
Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rives,
Roberts,
Rodgers of Piatt,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Stillwell,
Strong,
Sullivan,
Turner,
Vennum,
Vocke,
Waite,
Waters,
Watkins,
Webb,
Williams,
Williamson,
Wight.

Those voting in the negative are,

| | | |
|--|---|--|
| Messrs. Allen, Barrett, Benson, Burnside, Carle, Casey of Shelby, Cofer, Cunningham, Dwight, | Messrs. Easley, Edgcomb, Elder, Herdman, Hundley, Johnston, King of Jersey, Manley, Morray, | Messrs. Morrill, Morse, Mussetter,] Neece, Phillips, Ralls, Rich, Rodgers of Madison. |
|--|---|--|

So the bill was declared passed.
Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Cloud of Morgan,
The rules were suspended, and
Mr. Cloud of Morgan submitted the following, which was unan-
mously adopted:

Resolved, That the thanks of the House are due and are hereby tendered to the Hon. William M. Smith, the Speaker of the same, for the impartial manner in which he has at all times presided over their deliberations, and for his uniform courtesy to the members thereof; also the Clerks and Officers of the House for the faithful discharge of their respective duties.

Mr. Kenny moved that the rules be suspended, in order to take up and read a third time, Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships and cities,' in force April 16, 1869."

Mr. Egan moved that the House do now adjourn,
Which was decided in the negative, { Yeas 57
 { Nays 74

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

| | | |
|--|--|--|
| Messrs. Allen, Barnes, Barrett, Berry, Braiden, Brown of Massac, Builey, Burnside, Caldwell, Carle, Carpenter, Cary, Casey of Jefferson, Clark of LaSalle, Crouch, Cunningham, Curtiss, Daniels, Easley, | Messrs. Egan, Elder, Finley, Foss, Fouke, Galbraith, Heafield, Hinchcliffe, Humphrey, Latimer, Lee, Mason, Mayo, McConnell, McEwen, McMillan, Morgan, Morray, Morrill, | Messrs. Morris, Morrison of Monroe, Mussetter, Nelson, Phillips, Price, Ralls, Reinhardt, Relse of Logan, Rensberg, Rice of Sangamon, Roberts, Rodgers of Madison, Shelton of Warren, Short, Springer, Stillwell, Turner, Watkins. |
|--|--|--|

Those voting in the negative are,

| | | |
|---|--|---|
| Messrs. Armstrong, Austin, Benson, Boyd, Brayton, Brooks, Campbell, Casey of Shelby, Cavan, Chandler, Clark of Kane, Cloud of Morgan, Clow, | Messrs. Cofer, Collins, Cummings, Davis, Derrickson, Dixon, Dodge, Edgcomb, Etner, Fieharty, Frew, Galloway, Gass, | Messrs. Hall, Haines, Hay, Herdman, Hildrup, Johnston, Jones of Marshall, Kenny, King of Cook, King of Jersey, Koerner, Manley, Massenberg, |
|---|--|---|

Messrs. Merritt,
Miller of St. Clair,
Morrison of Cook,
Morse,
Neece,
North,
Olson,
Phelps,
Pixley,
Pritchard,
Rice of Peoria,
Rives,

Messrs. Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Sanford,
Schwartz,
Shaw,
Senne,
Sherrill,
Smith of Ogle,
Sullivan,

Messrs. Trimble,
Vennum,
Vocke,
Walte,
Waters,
Webb,
Whitney,
Williams,
Williamson,
Wight,
Wright.

So the House refused to adjourn.

Mr. Jones of Marshall, from committee on enrolled and engrossed bills, reported that bills of the following titles have been correctly enrolled :

House bill, No. 445, for "An act to legalize the action of counties which have voted for the township support of paupers."

House bill, No. 543, for "An act to legalize defective assessments of State, county and town taxes, for the year 1870."

House bill, No. 308, for "An act providing for the procurement of the portrait of ex-Governor Thos. Carlin."

House bill, No. 251, for "An act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article thirteen of the constitution of this State."

House bill, No. 372, for "An act regulating the receiving of grain by railroad corporations, and defining the duties of such corporations with respect thereto."

House bill, No. 407, for "An act to repeal an act entitled 'an act to establish the Niantic Union School District,' approved March 25th, 1869."

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships and cities,' in force April 16, 1869."

Senate bill, No. 256, for "An act to create and support a State Institution, to be called the Illinois Charitable Eye and Ear Infirmary, for the treatment of needy persons suffering from diseases of the eye or ear."

By leave, Mr. Haines submitted the following, which was adopted:

Resolved, That the thanks of this House are hereby tendered to the Western Union Telegraph Company, for their courtesy in extending to the members of this House the free use of their lines for the transmission of all social messages during our present session.

Resolved, That a copy hereof be furnished by the Clerk of the House to the Manager of said Company.

The question recurring upon the motion of Mr. Kenny to suspend the rules, in order to take up and read Senate bill No. 151,

It was decided in the affirmative, { Yeas..... 94
Nays..... 19

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Barnes,
Benson,
Brooks,
Brown of Bond,
Brown of Massac,
Burnside,
Carle,
Casey of Jefferson,
Casey of Shelby,
Chandler,
Clark of Kane,
Cloud of Morgan,
Cofer,
Collins,
Cummings,
Cunningham,
Davis,
Derrickson,
Dodge,
Dwight,
Easley,
Edgcomb,
Elder,
Finley,
Flehart,
Fouke,
Frew,
Fuller,
Gass,
Galloway,

Messrs. Hall,
Haines,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Kenny,
King of Cook,
King of Jersey,
Knole,
Koerner,
Manley,
Mayo,
McEwen,
Merritt,
Miller of St. Clair,
Morgan,
Murray,
Morrill,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
Phelps,
Phillips,
Pixley,
Powell,
Pritchard,
Price,

Messrs. Reinhardt,
Reise of Logan,
Remsburg,
Rice of Peoria,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,
Stillwell,
Strong,
Trimble,
Vennum,
Vocke,
Waters,
Watkins,
Webb,
Williams,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Berry,
Burley,
Cary,
Curtiss,
Efner,
Egan,
Foss,

Messrs. Headfield,
Johnston,
Massenberg,
Mason,
McConnell,
Morris,

Messrs. Morrison of Cook,
North,
Olson,
Senne,
Townsend,
Walte.

So the rules were suspended, and

Senate bill, No. 151, for "An act defining the duties of the Auditor of Public Accounts, under section one of 'an act to fund and provide for paying railroad debts of counties, townships and cities,' in force April 16th, 1869,"

Was taken up, and read a third time.

And the same and all the amendments thereto having first been printed,

And the question being, "Shall this bill pass?"

The vote was taken thereon, { Yeas 96
Nays 15

Those voting in the affirmative are,

Messrs. Allen,
Armstrong,
Austin,
Barnes,
Berry,
Brayton,
Brooks,
Brown of Bond,
Burley,
Caldwell,
Carle,
Carpenter,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Clark of Kane,
Cloud of Macoupin,
Cloud of Morgan,
Cofer,

Messrs. Collins,
Cummings,
Cunningham,
Dwight,
Easley,
Elder,
Finley,
Flehart,
Fouke,
Fuller,
Galbraith,
Gass,
Galloway,
Hall,
Herdman,
Hildrup,
Hinchcliffe,
Humphrey,
Hundley,
Kenny,

Messrs. King of Cook,
King of Jersey,
Koerner,
Lee,
Manley,
Massenberg,
Mayo,
McMillan,
Merritt,
Miller of St. Clair,
Morgan,
Morrill,
Morrison of Monroe,
Morse,
Musetter,
Neece,
Nelson,
Olson,
Phelps,
Phillips,

Messrs. Pixley,
Powell,
Pritchard,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Sangamon,
Rice of Peoria,
Rich,
Rives,
Roberts,
Rodgers of Madison,

Messrs. Rodgers of Platt,
Root,
Ross,
Rowley,
Ryan,
Schwartz,
Shaw,
Shelton of Warren,
Sherrill,
Short,
Smith of Ogle,
Springer,

Messrs. Stillwell,
Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Waters,
Watkins,
Webb,
Williamson,
Wight.

Those voting in the negative are,

Messrs. Campbell,
Cary,
Curtiss,
Dixon,
Edgcomb,

Messrs. Efner,
Egan,
Foss,
Haines,
Masen,

Messrs. Morrison of Cook,
Price,
Sanford,
Walte,
Williams.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. King of Cook moved that the rules be suspended, in order to take up and read a third time

Senate bill, No. 136, for "An act in relation to public parks and boulevards."

Pending the consideration of which,

Mr. Neece, at 1:10 o'clock P. M., moved that the House do now adjourn.

Which was decided in the affirmative, { Yeas 87
Nays 46

The yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Allen,
Barnes,
Barrett,
Berry,
Brooks,
Brown of Bond,
Brown of Massac,
Carle,
Carpenter,
Cary,
Casey of Jefferson,
Casey of Shelby,
Cavan,
Chandler,
Cloud of Maconpin,
Cloud of Morgan,
Clow,
Cofer,
Collins,
Cummings,
Cunningham,
Curtiss,
Derrickson,
Dwight,
Easley,
Egan,
Elder,
Finley,
Flehart,

Messrs. Foss,
Fouke,
Galbraith,
Gass,
Hall,
Headfield,
Hinchcliffe,
Hundley,
Koerner,
Latimer,
Lee,
Manley,
Massenberg,
Mason,
Mayo,
McConnell,
McEwen,
Merritt,
Miller of St. Clair,
Morgan,
Murray,
Morrill,
Morrison of Monroe,
Morse,
Mussetter,
Neece,
Nelson,
Phillips,
Pixley,

Messrs. Powell,
Pritchard,
Ralls,
Reese,
Reinhardt,
Reise of Logan,
Remsberg,
Rice of Sangamon,
Rich,
Rives,
Roberts,
Rodgers of Madison,
Rodgers of Platt,
Rowley,
Shaw,
Senne,
Short,
Springer,
Strong,
Sullivan,
Townsend,
Trimble,
Turner,
Vennum,
Waters,
Watkins,
Webb,
Wight,
Mr. Speaker.

Those voting in the negative are,

Messrs. Armstrong,
Austin,
Brayton,
Burley,
Burnside,
Caldwell,
Campbell,
Clark of Kane,
Crouch,
Daniels,
Davis,
Dixon,
Dodge,
Edgcomb,
Efner,
Fuller,

Messrs. Galloway,
Haines,
Herdman,
Hildrup,
Humphrey,
Johnston,
Jones of Marshall,
Kenny,
King of Cook,
King of Jersey,
McMillan,
Morrison of Cook,
North,
Olson,
Phelps,

Messrs. Price,
Rice of Peoria,
Root,
Ross,
Ryan,
Sanford,
Schwartz,
Shelton of Warren,
Sherrill,
Smith of Ogle,
Stillwell,
Vocke,
Waite,
Williams,
Williamson.

So the Speaker declared the House adjourned until 12 o'clock M.,
November 15, 1871.

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